3 0510 2314042 P

The University of North Carolina at Greensboro

JACKSON LIBRARY

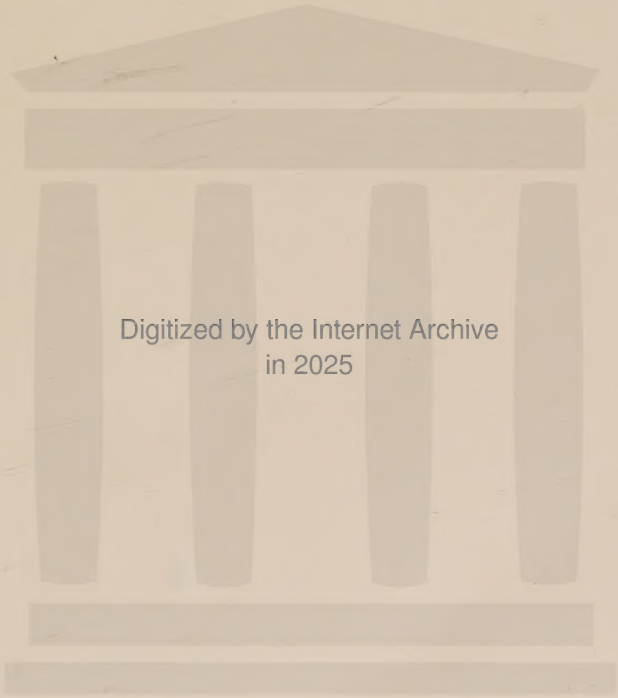
BUILDING USE ONLY

Y2
1:86
1868-69

E. M. UZZELL,
PRINTER AND BINDER,
RALEIGH, N. C.

JACKSON LIBRARY
UNC GREENSBORO
P. O. BOX 26170
GREENSBORO, NC 27402-6170

BUILDING USE ONLY


Digitized by the Internet Archive
in 2025

https://archive.org/details/journalofhouseof0000vari_y3f3

KFN
7418
A2
1868/6

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA,

AT ITS

SESSION OF 1868-'69.

RALEIGH:
M. S. LITTLEFIELD, PRINTER TO THE STATE.
1869.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

SESSION 1868–'69.

MONDAY, NOVEMBER 16th, 1868.

This being the third Monday of November,

At 12 o'clock, the Speaker called the House of Representatives to order, and announced that the annual session had begun.

Prayer by the Rev. Mr. Pepper, Chaplain of the 40th Regiment U. S. T.

The Speaker addressed the House as follows:

"I congratulate you, gentlemen, on your safe return, and trust that the proceedings of this session will be harmonious and productive of great good.

"Popular excitement has abated, and it will be your highest duty to see to the development of all the interests of our beloved State. In such enterprises I assure you of my hearty co-operation.

"Thanking you, gentlemen, for your former support and encouragement, I promise you to adhere strictly to the line of justice and walk in the path of duty."

The roll was ordered to be called, and the following named gentlemen answered to their names:

Messrs. Allison, Argo, Armstrong, Ashworth, Barnes, Blair,

Boddie, Carey, Cawthorn, Ellis, Farrow, Ferebee, Foster, Gahagan, Gibson, Gilbert, Green, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hinnant, Hodgin, Hodnett, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, Mendenhall, Moring, Moore, Morrill, Morris, Pou, Price, Proctor, Ragland, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Stanton, Stevens, Sweat, Sykes, Vest and Wilson.

The following named gentlemen, elected to fill vacancies in various Counties, came forward and qualified at the Clerk's desk, viz:

George Z. French, of New Hanover; J. C. McMillan, of Duplin; W. H. Malone, of Caldwell, and W. P. Welch, of Haywood.

The Speaker announced a quorum present, and ordered a message sent to the Senate with information that the House of Representatives was organized and ready for the transaction of business; when

Information being received that the Senate had met and adjourned without a quorum,

On motion of Mr. Laflin,

The House adjourned, to meet again at 12 o'clock, Tuesday.

TUESDAY, November 17th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

The following named gentlemen appeared in their seats, who were not present on the previous day:

Messrs. Ames, Bowman, Cherry, Clayton of Transylvania, Crawford, Davidson, Forkner, Franklin, Hawkins, Hicks,

High, Nicholson, Parker, Peck, Proffitt, Robbins, Seymour, Shaver, Smith of Alleghany, Snipes, Thompson and Williams of Sampson.

Messrs. Smith of Wayne, Williams of Harnett, Painter of Jackson and Seymour of Craven, came forward and qualified.

Mr. Ragland moved the appointment of a Joint Committee of three on the part of the House and two on the part of the Senate, to wait upon his Excellency, the Governor, and inform him of the organization of the General Assembly, when

A message was received from the Senate asking concurrence in a similar proposition, the number to serve on the Committee being increased by one in the Senate and two in the House.

The House concurred, and

The Speaker appointed Messrs. Argo, Ragland, Harris of Wake, Sinclair and Bowman.

The rules for the government of the House were ordered to be printed for the use of the members.

Mr. Argo, as Chairman of the Committee appointed to wait on his Excellency, the Governor, reported that his Excellency would send to the House his annual message at 12½ o'clock.

Mr. Justice, of Rutherford, introduced

A resolution in favor of Sheriffs necessarily traveling to the Capital to deliver the returns of the late elections.

The rules were suspended, on motion of Mr. Bowman, and

The resolution passed.

The Annual Message of his Excellency, the Governor, was received and read as follows:

GOVERNOR'S MESSAGE.

EXECUTIVE DEPARTMENT,
Raleigh, November 17th, 1868.

To the Honorable, the General Assembly of North Carolina:

GENTLEMEN:—It is proper that at your first regular session under the new Constitution, I should lay before you "infor-

mation of the affairs of the State," and recommend to your consideration such measures as may be deemed expedient.

The people of the State have reconstructed their government on the basis of the equal rights of all. The State is quiet and tranquil. There is no ground for apprehending that secession will again be attempted, or that the peace of the country will be disturbed.

The year now closing has been richly crowned with harvests. The seasons have been propitious. A plentiful supply of bread has been produced for our whole population, so that want in this respect will not be felt during the coming year by any who will labor for a living. Fruits of all kinds have been gathered in abundance. The staples of cotton and tobacco are affording fair profits to those who have produced them, while from timber and naval stores a considerable portion of our people are realizing good returns, as in former years. Our commerce is increasing. Our mineral resources are once more in process of development. Our Rail Roads are recovering from the depression under which they formerly labored, and promising better returns than heretofore to the State and to the Stockholders; while new lines of communication are being laid out, destined to penetrate and develop the great natural resources of portions of the State heretofore untouched by the hand of improvement. The State credit has been re-established on a solid basis, thus giving promise that at no distant day the bonds of the State will command as much in the market as those of the most favored and prosperous States.

We have great cause to be thankful to Almighty God for the manifold blessings which He is bestowing upon us; and we can confidently look forward, under his protection and guidance, for a condition of prosperity and happiness which we have not heretofore enjoyed.

STATE DEBT AND FINANCES.

The State debt and finances will doubtless receive the thoughtful and careful consideration of the General Assembly.

The amount of the State debt on the 1st of October, 1868, was nineteen millions, two hundred and nine thousand, nine hundred and forty-five dollars, ($19,209,945.) This includes estimated amount of past due interest to be funded under act of August 20, 1868, of two millions of dollars, ($2,000,000.) The above amount ($19,209,945,) is inclusive of bonds issued for internal improvement purposes since May 20, 1861, and prior to the year 1866. The amount of these bonds is one million, one hundred and twenty-eight thousand dollars, ($1,128,000,) and the estimated interest thereon due and unpaid is one hundred and eighty thousand five hundred and ten dollars, ($180,510.)

The amount of interest which has matured October 1st, 1868, and been paid in cash, is one hundred and twelve thousand one hundred and one dollars, ($112,101.) The interest maturing at subsequent dates during the present fiscal year is as follows: January 1st, 1869, three hundred and eight thousand one hundred and ninety-seven dollars, ($308,197,) April 1st, 1869, three hundred and four thousand one hundred and one dollars, ($304,101.) July 1st, 1869, three hundred and eight thousand one hundred and ninety-seven dollars, ($308,197.) Total for fiscal year ending September 30, 1869, one million thirty-two thousand five hundred and ninety-six dollars, ($1,032,596.) The amount of interest above stated as falling due April 1st, 1869, includes interest on bonds four millions five hundred thousand dollars, ($4,500,000,) yet to be issued, bearing date October 1st, 1868.

The balance remaining in the hands of the Public Treasurer October 1st, 1868, was one hundred and fifty thousand thirty-four dollars eighty-four cents, ($150,034.84.) The amount from taxes, including payments in October, is two hundred and twenty-six thousand seven hundred and six dollars and forty-two cents, ($226,706.42.) The taxes from several Counties remain unpaid, but we cannot expect more than seventy-five thousand dollars ($75,000) from this source.

The estimated probable expenses of the State government

during the present fiscal year, will be three hundred and seventy-five thousand two hundred and thirty dollars, ($375,230.) Add interest falling due during fiscal year, of one-million thirty-two thousand five hundred and ninety-six dollars, ($1,032,596,) will leave the amount to be provided for one million four hundred and seven thousand eight hundred and twenty-six dollars, ($1,407,826.) To meet this the Treasurer will have fifty thousand thirty-four dollars and eighty-four cents, ($50,034.84,) after paying one hundred thousand dollars ($100,000,) temporary loan; taxes received since October 1st, 1868, ninety-five thousand one hundred and ninety-six dollars and thirty-seven cents, ($95,196.37;) estimated taxes due, seventy-five thousand dollars, ($75,000;) proceeds of sale of North Carolina Rail Road bonds, one hundred and seventeen thousand six hundred dollars, ($117,600;) making a total of three hundred and thirty-seven thousand eight hundred and thirty-one dollars and twenty-one cents, ($337,831.21.) Leaving the amount of one million and sixty-nine thousand nine hundred and ninety-four dollars and seventy-nine cents, ($1,069,994.79,) to be provided for by taxation during the present fiscal year.

The stocks and bonds held by the State in corporations, and interest due from said corporations, is as follows: Stocks, eight million, five hundred and thirty-four thousand, five hundred dollars, ($8,534,500.) Bonds, four million two hundred and thirty-four thousand dollars, ($4,234,000.) Interest, four hundred and seventy-two thousand five hundred dollars, ($472,500.) Making a total of thirteen million, two hundred and forty-one thousand dollars, ($13,241,000.)

I recommend that some mode be provided to insure the payment of this interest, and of such interest as may be due the State in future from corporations.

The report of the Public Treasurer will contain full details of the public debt, with recommendations as to the best means for providing for interest. I have full confidence in that officer, and respectfully commend his statements and views to the consideration of the General Assembly.

The estimated value of all the property in the State, lands and their improvements included, is two hundred and fifty millions of dollars, ($250,000,000.) I do not regard this as an extravagant estimate, but assuming that it is, and putting it at two hundred millions ($200,000,000,) it is clear that the people of the State are fully able to carry on their government and at the same time provide for the payment of the interest on their debt. An *ad valorem* tax of one per cent. on two hundred millions would raise two millions. At a half per cent. it would be one million. A citizen worth five thousand dollars clear of debt, would pay twenty-five dollars to the State, in order to raise the million that will be necessary—and so on in proportion. The interest on the State debt should be met promptly and in good faith, and the taxes necessary to meet it should be levied. The Constitution, which we have sworn to support, provides that the public debt "shall never be questioned." If we hesitate to meet the interest of the debt, or if we fail from any cause to make due provision to meet it, we thereby "question" the debt and do violence to our solemn obligation. I believe that the General Assembly will impose, and that the people of the State will cheerfully pay, whatever amount may be necessary to meet the interest on the debt. I believe it will be proper to make such provision, but whether popular or not, it should be done. The great question for a statesman is, what is right?—what does duty require under the circumstances? If the answer is, do a certain thing, do it, and leave it to time, events, and a just public judgment to vindicate and sustain the doers.

INTERNAL IMPROVEMENTS.

The people of the State are so fully committed to internal improvements, that I deem it necessary to say but little on the subject. Since the close of the rebellion, State aid has been extended to the Wilmington, Charlotte and Rutherford Road—to the Fayetteville and Western Road—to the Chatham and

Coalfields Road—to the Tarborough and Wilmington Road, and to the Western North Carolina Road. The work on the latter Road is being vigorously prosecuted between Morganton and Asheville. A company has been organized, under an act of the General Assembly at its last session, for the Western Division of this Road, and it is expected that during the coming year the routes will be surveyed, and much of the work put under contract. While I would properly estimate the importance of the other improvements referred to, I could not overstate the value of the extension west of the Blue Ridge. These Roads, one to Paint Rock and the other to Ducktown, will open to immigration, and will greatly improve and benefit a region of the State which has heretofore been neglected, and which is equal to any in the world in natural resources. There is no work to which the people of the State are more fully committed, both by interest and inclination; and I have every confidence that it is in hands that will press it to speedy completion.

IMMIGRATION.

The Constitution provides that "there shall be established, in the office of the Secretary of State, a Bureau of Statistics, Agriculture and Immigration, under such regulations as the General Assembly may prescribe."

The attention of the General Assembly is especially invited to that portion of the report of the Secretary of State herewith transmitted, which refers to this subject. No State in the Union presents greater inducements than ours does to immigrants. I feel sure the General Assembly concurs with me as to the importance of encouraging immigration; and I trust that body will at once adopt such measures on the subject as it may deem practible and effective in their operation. We have a salubrious climate, a varied and fertile soil, an abundance of the most valuable minerals, inexhaustible water-power, fine grazing lands, vast forests of timber of all kinds, a

long sweep of sea coast; and, in fine, every thing, material and physical, which, in a country in some respects almost new, can attract immigrants and fill the measure of their expectations. Our government is now settled on a solid basis. The laws are over all alike, and are faithfully and honestly administered. Society is peaceable and tranquil. Immigrants, therefore, will not only be welcomed by our people, but will be protected and respected, and a fair field will be opened to them, in common with those who are here, to improve their condition.

EDUCATION.

The attention of the General Assembly is respectfully invited to the report of the Superintendent of Public Instruction, herewith transmitted. That officer is diligently engaged in his duties. I am satisfied, from my knowledge of his character and qualifications, that he will be able to put in operation, at an early period, under the sanction of the General Assembly, a system of "schools and means of education" in all respects better and more extensive than any heretofore in existence in the State.

The University of the State is inseparably connected with the free public schools. Both should be fostered. Education in agriculture, mechanics, mining, engineering, and in all the useful arts and sciences, should be encouraged. Normal instruction should be provided for at once, that we may have well-educated teachers of our own for our public schools.

Nearly all the State school fund, the proceeds for the most part of the funds deposited with this State by the general government in 1836, has been lost. It is unnecessary to show how it was lost, or to dilate upon the advantages thus snatched from us. Regrets are vain for what is past. Let us improve the present, and address ourselves to the future. We must have free public schools for all the children of the State, at whatever cost. This is a duty which can neither be postponed or evaded. So thoroughly am I impressed with this duty, and

so earnestly am I committed to every feasible measure to render its full performance certain, that but for the assurance that it will be thus performed, I would despair of free popular government in North Carolina. "Education is the cheap defence of nations," not only from without but within. It is that light which distinguishes refined and civilized from barbarian races. It forms and compacts the only society among men which is worthy of the name. It touches the earth, and it blossoms with luxuriance; its soil yields its choicest fruits, its mines open and pour out their varied treasures, and its rivers and seas are whitened with commerce, which carries with it not only exchangeable wealth, but ideas in government, literature, science and art. It is the only sure basis of good morals, for without it the Divine Word, the fountain of all truth, would be a sealed book. It is the strongest bulwark that can be erected to protect the rights of property. Property holders are, therefore, specially interested in promoting education. Taxes for such a purpose should be cheerfully and promptly paid. The affluent and the enlightened can afford to care in this respect for the poor and the ignorant, since it is not merely their duty, but their highest interests are thus best subserved. But little, if any, of the money expended for education is sent out of the State. It remains with us, and while our people are thus enriched with knowledge, they are not rendered poorer even in money, as the latter is collected from the citizens by one hand of the State and immediately disbursed to them by the other.

The people of the State are anxious that industrious and worthy immigrants should come hither and settle among us. It is a primary question with all such immigrants whether in the communities or States in which they are invited to settle, there are facilities for educating their children? If we do not put in operation as good public schools as there are in other portions of the country, we cannot hope to attract to the State any considerable number of immigrants. They will continue to turn their steps towards other regions, not more inviting than ours, it is true, in climate, soil and material resources,

but in which they can secure for their children, at the public charge, a system of schools to fit them to become intelligent and useful citizens.

The people of North Carolina have long been a unit in favor of education. From the days of Yancey, Murphy, Stanly, Cameron, Gaston, Caldwell, and others, to the present, the enlightened statesmen of all parties have enjoined this as the first duty of the State. I am persuaded that the purpose to educate the rising generation is as firmly fixed now as at any former period. This is a subject upon which all can agree. A rivalry can exist in this respect which will be generous in its nature, which will violate no sacred rule of charity, and which, honoring those who may engage in it, will confer immeasurable benefits and blessings on this and future generations.

I recommend, in the most earnest terms, that the General Assembly during its present session provide for a general and uniform system of public schools. The schools for the white and colored children should be separate, but in other respects there should be no difference in the character of the schools, or in the provision made to support them.

The Board of Education and the Trustees of the University will doubtless make reports to the General Assembly at an early day as to the condition of the educational interests confided to them. Both these Boards are fully organized, and have transacted some important business.

PROTECTION TO LABOR.

The Constitution provides that "the General Assembly shall provide, by proper legislation, for giving to mechanics and laborers an adequate lien on the subject matter of their labor."

In the conflict always going on between capital and labor, the latter is more likely to suffer than the former; first, because money or capital is power; and secondly, because capital is generally controlled by a greater degree of intelligence than

that which characterizes labor. Labor can not afford to combine against capital to enforce its rights, for the reason that it can not, like capital, retire within itself and await results. Both should be protected in such manner as to prevent either from encroaching on the rights of the other. Contracts in writing should be encouraged, and should be strictly enforced. The mechanic or laborer should be required to perform his contract with scrupulous fidelity; and on the other hand, no opportunity should be afforded to the contractor or employer to evade payment when the contract has thus been performed. The life of labor is steady employment at compensating wages, with the certainty of payment. The life of capital is steady enterprise and investment, unembarrassed by idleness, inattention, non-performance, or slack peformance of contracts by those employed. I can perceive no difference, in a legal or moral point of view, between a contract broken by a mechanic or laborer, and an obligation disregarded by a capitalist or employer. The mechanic and laborer should be protected, but not to the detriment of the employer, when the latter has fully complied with his obligation. The former should be assured, while laboring, that the reward of his labor will be realized; and, to enact this, there should be a lien in every case until he is paid. The remedy should be plain, speedy and cheap. As a general rule the mechanic and laborer can not afford to engage in suits at law and pay fees.

This is a subject which excites no small interest among the people. Those especially who live by their labor will continue to press the subject upon the attention of the General Assembly until suitable laws for their protection are enacted. A working man myself, I feel a deep interest in whatever concerns the workingmen of the State. Our present and future prosperity must be based on labor. Labor should not only be honored, but it should be protected and promoted by every practicable means.

But while labor should be protected and honored, idleness should receive no countenance or favor. Every one should be

required to pursue some honest calling for a living; and the presumption should be, as it fairly and justly is, that an habitual idler, with no known or visible means of support, is in a condition to be tempted to the commission of crime. It is idlers and loungers who, for the most part, fill our jails and workhouses, as they will fill the penitentiary. There is work of some kind for all to do, and all should be employed.

STAY LAWS.

The law of creditor and debtor is of the first importance. The relations of these two classes should be plainly and carefully defined, and contracts should be promptly enforced. Our State government will not be in complete operation until every impediment to the collection of debts is removed. Stay laws which give indulgence beyond the usual dilatory plea, or beyond the ordinary stay of execution on sufficient security, are, under any circumstances, of doubtful utility. The "evil day" of payment, as it is termed, is postponed in most cases to be felt with added force by the debtor. A sound and judicious credit system should not be discouraged, but should rather be fostered and maintained; but such a system is impaired, if not destroyed, by general laws which may be said to place the creditor for years in the hands of the debtor, with the certainty in many cases of the loss of the debt. The debtor may plead for indulgence and lenity as long as it is reasonable to do so, or as long as there is a well-grounded assurance that he will be able to pay; but complaint may justly proceed from the creditor, who has certainly wronged no one by first extending credit for his property or goods, and by subsequent indulgence and forbearance. Stay laws of various kinds have been in operation in this State for years. I say nothing as to their constitutionality; but even when the unfortunate condition in which we have been placed during this period is considered, it can not be assumed that the debtor will be harshly treated if now required to meet his obligations. The losses incurred by

the rebellion are not confined to particular cases. They were general, affecting the whole people of the State in every walk of society. If a debtor can not pay in the last resort, after reasonable indulgence has been extended to him, he is a bankrupt. What rendered him a bankrupt—whether the rebellion, or his own improvidence, or want of economy or foresight—is not material to the argument. We may lament his misfortunes and sympathize with him, but still the fact remains that he is still in possession of property which justly belongs to his creditors, some of whom may have been reduced to his condition by his failure to meet his obligations. The only refuge of such a person is to compromise with his creditors, or to enter a court of bankruptcy, or to make such an exhibit and disposition of his property and effects as will satisfy his creditors that he is fixed in an honest purpose to do them justice. I do not by any means concur in the opinion that an honest bankrupt has incurred any serious loss of character as a business man, or that he should be distrusted or avoided. Such a man, on the contrary, has displayed honesty, moral courage and candor, which entitle him to the respect and confidence of his neighbors; especially when we remember that we have just emerged from a condition in which nothing was solid, and in which nearly every one was involved in pecuniary disaster and distress. Failure in business or loss of property should but stimulate to renewed exertion. The honest, industrious and upright citizen, howsoever reduced or depressed by misfortune, will always find friends to aid him in his efforts to improve his condition.

I recommend that the stay laws be repealed, and that creditor and debtor be placed on a footing similar to that which they occupied previous to the rebellion.

The homestead exemption provided in the Constitution, even if not good against former debts, will nevertheless operate beneficially in the future. It will secure a home for the family in any event; and it will have a salutary effect to a certain extent in checking extravagance in the credit system.

THE MILITIA.

Attention is invited to the report of the Adjutant General, herewith submitted. The views and suggestions of the Adjutant General have my entire approval. The opinion of Washington, uttered in 1790, that a "free people ought not only to be armed, but disciplined," and that a well-organized militia "is certainly an object of primary importance, whether viewed in reference to the national security, to the satisfaction of the community, or to the preservation of order," is not less weighty or important now than it was then.

The expenditure incurred thus far on account of the militia is quite small. I did not deem it expedient or necessary to avail myself of the power conferred upon me to purchase arms. A considerable quantity of arms, with necessary equipments and ammunition, has been procured without cost, save for transportation. It is important that the militia should be enrolled, but it is not deemed essential that the entire body should be disciplined or drilled. The recommendations of the Adjutant General on this subject seem to me to be such as should meet, as I trust they will, the approval of the General Assembly.

It is estimated that the expenses of the Adjutant General's office for the ensuing year, including his salary, will not exceed five thousand dollars, ($5,000.) I recommend an appropriation sufficient to cover that amount.

ECONOMY IN PUBLIC EXPENDITURES.

I can not too earnestly commend to the attention of the General Assembly the importance of enforcing economy in the public expenditures. Public officers who disburse the public moneys should be required to be as careful and economical as they would be as individuals in their business transactions. The State is in debt, the people are for the most part poor,

and it is, therefore, especially important that economy should be observed. I recommend that the duties of the State Auditor be clearly and fully defined, and that it be made his duty to examine rigidly every account or claim against the State, of whatsoever character, before the Governor is required by law to issue his warrant for the same.

DUTIES OF PUBLIC OFFICERS AND THEIR SALARIES.

Attention is respectfully invited to the fact that the duties of Secretary of State, Auditor, Treasurer, Superintendent of Public Works, Superintendent of Public Instruction, and the Attorney General, have not yet been prescribed by law. It is important that the duties of these officers be at once prescribed.

It is also recommended that just and reasonable salaries be allowed these and all other public officers. A public officer is expected to devote his whole time to his duties, and he should be well paid for his services. A government which pays extravagant salaries set an injurious example of extravagance and waste to its citizens; but one that doles out a bare living to an officer who conscientiously and sedulously devotes himself to its service, is not only unjust to the officer and to itself, but it loses respectability in the eyes of the world, and will not long command that efficiency and peculiar fitness in its officials which is so desirable in the administration of public affairs.

PENITENTIARY.

It will be seen by the report of the Commissioners herewith transmitted, that they have located the Penitentiary near Lockville, on deep River, in Chatham County. The situation is deemed an excellent one in all respects. Arrangements are in progress to erect a stockade on the site, and convicts will be employed in grading the foundations and quarrying stone

for the building. I have addressed a letter to each of the Sheriffs of the State, inquiring the number of prisoners, the crimes for which they are imprisoned, and the time for which they have been sentenced, so that, after the necessary information is obtained, such of them as should be put to hard labor in the Penitentiary may be turned over to the Superintendent.

INSANE ASYLUM.

The report of Dr. Eugene Grissom, Superintendent of the Asylum, is herewith transmitted. I am gratified to state that a decided improvement has been made in the management of the Asylum under Dr. Grissom, whose zeal and fidelity, with the same qualities on the part of his Assistant, Dr. F. T. Fuller, and his subordinates generally, are deserving of commendation. The recommendations of the Superintendent in relation to the institution are commended to your attention. I do not doubt that the General Assembly will adopt every measure necessary to sustain this indispensable and noble charity.

INSTITUTION FOR THE DEAF AND DUMB AND THE BLIND.

Attention is invited to the report of Willie J. Palmer, Esq., Principal of this institution, and to the report of W. M. Coleman, Esq., President of the Board of Directors.

This institution is in a flourishing condition under the excellent management of its Principal. The suggestions in his report in relation to further improvements and the extension of the advantages of the institution are worthy of consideration.

THE UNION INDISSOLUBLE AND PERPETUAL.

The suppression of the rebellion by the government of the

United States; the reconstruction of the Union on the basis of suffrage for all in the recently insurgent States, with the prospect that in due time suffrage will be conferred upon all, in all the States; and the election to the Presidency of Ulysses S. Grant, and to the Vice-Presidency of Schuyler Colfax, have rendered the Union of the States indissoluble and perpetual. We now have, indeed, a free Republic, in which every man in nearly every State, is fully the equal of every other man in political and civil rights. We have no distinctions founded on color or race, save those which are social in their character, but every one is free under the law to make his own way in life, and to win a good name for himself and his children. The Union is over us all, States as well as people. There can be no appeal from its authority. Its action in any event, and in matters howsoever grave or vital, is irreversible and final. This will ensure stability in the government and confidence in it by the people, without which no nation can be prosperous and powerful. This stability on the one hand and confidence on the other, will render certain the payment of the national debt, and the completion of every work of improvement which the government may project or foster. The Union extends with a vast breadth from the Atlantic to the Pacific sea. It is stretching itself out along the shores of both oceans, carrying with it the germs of free principles which will speedily spring into new States, to cluster in due time, as the old States are clustering, around one common centre. It would be impossible to set bounds either to the progress or the duration of the Republic.

We know only that it is a great, beneficent, constitutional government, stronger than it was when it was founded; that its benefits and blessings are innumerable to those who live under it; and that our children and our children's children will take a just pride in the fortitude, courage and wisdom of their ancestors, and partake in larger and fuller measure than we do of the elevating and refining influences of religion, liberty and law, which must spring from such a government.

This government is in the hands of its friends, and will be administered by them. The government of North Carolina is in the hands of its friends, and of the friends of the national government, and will be administered by them. It should not be our aim to use it for proscription or oppression to any, but for the protection and benefit of all. Its very safety, without reference to the importance of maintaining and carrying out in good faith the great principles on which it is founded, absolutely requires that its friends should continue to administer its affairs. In no other way can harmony be maintained in those relations between the national and State governments, sundered for a time by rebellion, but now happily restored.

I have the honor to be, gentlemen,

Very respectfully,

Your obedient servant,

W. W. HOLDEN.

On motion of Mr. Argo,

The message and accompanying documents were sent to the Senate with a proposition to print 20 copies for each member.

On motion of Mr. Sinclair,

The House then adjourned until Wednesday, at 11 o'clock.

WEDNESDAY, November 18th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

On motion of Mr. French,

The Chair was authorized to raise a Standing Committee (to consist of one from each Judicial District) on Counties and Townships.

On motion of Mr. French,

The Committee on Privileges and Elections were instructed to inquire if any members occupying seats in the House are banned by the so-called "Howard Amendment," and to report as soon as possible.

Mr. French introduced

A bill to amend the charter of the Green Swamp Company.

Referred to Committee on Internal Improvements.

Mr. Laflin introduced

A bill to aid the Wilmington and Weldon Rail Road Company to construct branches of their Road.

Referred to Committee on Internal Improvements.

Mr. Ingram introduced

A bill to provide for the exemption of real and personal property in certain cases.

Referred to the Judiciary Committee.

Mr. Bowman introduced

A bill to amend an act entitled "An act concerning the government of Counties;"

Which, on motion of Mr. Stilly, was made Special Order for 12 o'clock Thursday.

On motion of Mr. French,

The House agreed to meet on Thursday at 10 o'clock.

On motion of Mr. Ragland,

The House then adjourned.

THURSDAY, November 19th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Smith, of the House.

Mr. Sinclair introduced

A resolution in reference to the Trustees of the University of the State; which was read and

Laid over.

Mr. Smith, of Martin, gave notice that he would introduce a bill in relation to stay laws.

Mr. Welch introduced

A resolution in relation to the Committee on Privileges and Elections; which, on motion of Mr. Seymour,

Was tabled.

Mr. Vest gave notice that he would introduce a bill in reference to the County Commissioners of Forsyth.

The Speaker announced the following named gentlemen to constitute the Standing Committee on Counties and Townships:

Messrs. French, White, Jarvis, Smith of Wayne, Williams of Harnett, Hinnant, Carey, McCanless, Grier, Gilbert, Carson and Painter.

Messrs. Malone, French, Sinclair and Leary were announced as additional to the Judiciary Committee; and

Mr. Seymour was added to the Finance Committee.

Mr. French introduced

A bill instructing the Attorney General to inquire into the qualification of persons holding office in North Carolina.

Referred to Judiciary Committee.

Also,

A bill in relation to maintaining public roads.

Reference the same.

Also,

A bill concerning the Commissioners of New Hanover County.

Referred to Committee on Counties and Townships.

Mr. Morris introduced

A bill to grant a charter for a ferry on Neuse River.

Referred to Committee on Propositions and Grievances.

Mr. French introduced

A bill to amend the charter of the City of Wilmington.

Referred to Committee on Corporations.

The Speaker ratified a resolution concerning Sheriffs.

On motion of Mr. Bowman,

A bill to amend an act entitled "An act concerning the government of Counties," which had been made Special Order for 12 o'clock, was taken up.

Mr. Pou offered the following amendment, which was adopted:

"*Provided*, That nothing in this act shall be so construed as to forbid actual surveys and maps to be made in Counties where the Commissioners determine to make such surveys and maps."

The bill then passed its second reading as amended.

Mr. French introduced

A bill to incorporate the North Carolina Dental Association, and for the establishment of a Dental Board of Examiners.

Referred to Committee on Corporations.

On motion of Mr. Seymour,

The House adopted a rule to meet on and after Friday, at 10 o'clock, A. M.

On motion of Mr. Moring,

The House then adjourned.

FRIDAY, November 20th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Morris, of the House.

By request,

The Speaker transferred Mr. Hicks from the Finance Committee to the Committee on Education.

Mr. Ingram introduced

A bill concerning the qualification of officers.

Referred to the Judiciary Committee.

Mr. Pou introduced

A bill to amend an act entitled "An act to establish the rate of interest and repeal chapter 114 of the Revised Code."

Reference the same.

Also,

A bill to regulate the sale of State bonds by Rail Road Companies and their Agents.

Referred to the Finance Committee.

Mr. Franklin introduced

A bill to amend an act entitled "An act to establish Special Courts for the Cities of Wilmington and Newbern."

Laid over.

A bill to amend an act entitled "An act concerning the government of Counties" was taken from the calendar.

Mr. Seymour offered a substitute for the same; which was

Adopted and finally passed.

A resolution in relation to the Trustees of the University of the State was taken up.

Mr. French offered a substitute.

Mr. Harris, of Wake, moved to lay the substitute on the table.

And on this motion called for the yeas and nays.

The call being sustained,

The vote resulted in tabling the substitute.

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carson, Carey, Cherry, Clayton of Transylvania, Crawford, Davis, Durham, Ellis, Farrow, Ferebee, Gatling, Gibson, Green, Grier, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, High, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson,

Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Moore, Morris, Nicholson, Painter, Pearson, Peck, Pou, Proffitt, Ragland, Rea, Robbins, Reynolds, Seymour, Shaver, Short, Seigrist, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Sykes, Thompson, Vestal, Vest, Welch, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—74.

Those who voted in the negative were:

Messrs. Cawthorn, Downing, Forkner, Foster, Franklin, French, Gahagan, Hodgin, Hudgings, Ingram, Justice of Rutherford, Kinney, Hendenhall, Moring, Morrill, Parker, Price, Proctor, Renfrow, Robinson, Sinclair, Simonds, Snipes, White and Wiswall—25.

A message was received from the Governor, transmitting a report from the Committee on the location, &c., of a Penitentiary, and the report of the Public Treasurer.

Ordered to be printed.

Mr. Smith, of Martin, introduced

A bill concerning stay law.

Mr. Gunter moved to postpone the bill indefinitely.

On which motion,

Mr. Leary called for the yeas and nays.

The call being sustained,

The vote resulted in tabling the bill.

Those who voted in affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Clayton of Transylvania, Crawford, Davis, Durham, Farrow, Ferebee, Franklin, French, Gahagan, Gatling, Gibson, Gilbert, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Latlin, Long of Chatham, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moring, Moore, Morrill, Morris, Nicholson, Painter, Pearson, Peck, Pou, Proctor, Proffitt, Ragland, Robinson,

Reynolds, Seymour, Shaver, Short, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Sykes, Vestal, Whitley, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—80.

Those who voted in the negative were:

Messrs. Carson, Carey, Cawthorn, Cherry, Downing, Forkner, Hayes, Kelly of Moore, Leary, Mayo, Parker, Price, Rea, Renfrow, Robbins, Smith of Martin, Snipes, Sweat, Thompson, White and Williamson—21.

On motion of Mr. Ragland,

The House then adjourned.

SATURDAY, November 21st, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Nicholson introduced

A bill in favor of builders of public mills.

Laid over.

A bill to amend an act entitled "An act to establish Special Courts in the Cities of Wilmington and Newbern" was taken from the calendar and

Passed its second reading.

Mr. Ashworth introduced

A resolution in relation to *per diem*, which

On motion of Mr. Smith, of Martin, was tabled.

On motion of Mr. Proctor,

The House then adjourned.

MONDAY, November, 23d, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Reports from the Commissioners of Macon and Perquimans Counties, in relation to laying off said Counties into Townships, were received, and

Referred to the Committee on Counties and Townships.

Mr. Sinclair introduced

A resolution instructing the Committee on Finance to prepare and report a bill regulating the revenue of North Carolina.

Mr. Malone introduced

A bill in regard to obtaining license for the practice of law.

Also,

A bill for the benefit of securities and endorsers.

Both of which were referred to the Committee on Judiciary.

Mr. Seymour introduced

A bill to amend an act entitled "An act concerning the fees of Superior Court Clerks, &c."

Referred to the Committee on Judiciary.

Mr. Candler introduced

A bill fixing the time of holding Superior Courts in the County of Henderson; which under suspension of the rules passed its several readings.

Mr. Seymour introduced

A resolution concerning the Keeper of the Capitol.

A bill to amend an act entitled "An act to establish Special Courts in the Cities of Wilmington and Newbern" was taken from the calendar, and

Passed its final reading.

The resolution introduced by Mr. Sinclair, in relation to the Finance Committee, was taken up.

Mr. Bowman moved to amend the same by striking out the words "before further appropriations are made."

The amendment was lost.

Mr. Downing moved to lay the resolution on the table.

The motion did not prevail.

Mr. Seymour then moved to amend the resolution by striking out all after the word "resolved," and inserting the words:

"That the Committee on Finance be instructed to bring in a bill regulating the revenue of the State of North Carolina, and report as soon as possible," when

On motion of Mr. Harris, of Wake,

The entire matter was postponed until 11 o'clock, Tuesday, December 1st.

A message was received from the Governor, transmitting a report from the Superintendent of Public Works.

Ordered to be printed.

A resolution concerning the Keeper of the Capitol was taken up, and

On motion of Mr. French, was referred to the Committee on Public Buildings and Grounds, with instruction to report on Saturday.

On motion of Mr. Sinclair,

The House then adjourned.

TUESDAY, November 24th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Seymour, from the Judiciary Committee, to whom was referred the bill in regard to obtaining license for the practice of law in North Carolina, reported back the same favorably.

Mr. French, from the Committee on Counties and Town-

ships, to whom was referred the bill concerning the Commissioners of New Hanover County, reported back the same favorably, with a proposition to amend.

Mr. Wilson introduced

A resolution in relation to the removal of political disabilities from certain persons.

Laid over.

Mr. Ragland introduced

A bill for the protection of debtors.

Referred to the Judiciary Committee.

Mr. French introduced

A bill to amend the 9th chapter of the Code of Civil Procedure.

Referred to the Judiciary Committee.

Also,

A bill to establish the rate of interest in North Carolina.

Same reference.

Mr. Welch introduced

A bill to incorporate the Madren Mining Company.

Referred to the Committee on Corporations.

Mr. Barnett, from the Committee on Corporations, to whom was referred the bill to incorporate the North Carolina Dental Association, etc., reported the same favorably.

Mr. Matheson introduced

A bill to provide for the appointment of Entry Takers.

Referred to the Committee on Judiciary.

Mr. Snipes introduced

A bill to incorporate the Land and Lumber Company of North Carolina.

Referred to the Committee on Corporations.

Mr. Sinclair introduced

A resolution in relation to the ordinances of the late Constitutional Convention.

Laid over.

Mr. Stilley introduced

A bill to amend an act in relation to crimes and punishments.

Referred to the Judiciary Committee.

A bill in favor of builders of public mills was taken from the calendar, and

Passed its final reading.

A bill to incorporate the North Carolina Dental Association, etc., was taken up; and

On motion of Mr. Durham, the same was ordered to be printed and postponed till Monday, the 29th instant.

A bill concerning the Commissioners of New Hanover County was taken up.

Mr. Proctor moved to amend the bill by inserting the name of "Robeson" County.

Mr. Justice, by inserting "Rutherford."

Mr. Hayes, by inserting "Halifax."

Mr. Downing, by inserting "Union."

Mr. Ragland, by inserting "Granville."

Mr. Ingram, by inserting "Anson."

Mr. Gunter, by inserting "Chatham."

Mr. Sykes, by inserting "Pasquotank."

The amendments were severally and in order adopted: when

Mr. French moved the previous question.

The question being "Shall the main question be now put?"

The vote was decided in the affirmative; and

The bill passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Crawford, Davidson, Dixon, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Graham, Green, Grier, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hinnant, Hodgin, Hoffman, Horney, Ingram, Justice of Rutherford, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Mayo, McCanless, Mendenhall, Morrill, Nicholson, Painter, Pearson,

Pou, Price, Proctor, Proffitt, Ragland, Robbins, Seymour, Siegrist, Sinclair, Simonds, Stanton, Sykes, Vestal, Vest, Welch, White, Whitley, Williamson, Wilson and Wiswall—66.

Those who voted in the negative were:

Messrs. Cherry, Clayton of Transylvania, Durham, Gatling, Gibson, High, Hodnett, Hudgings, Leary, McMillan, Moore, Short, Snipes, Sweat, Thompson, Williams of Harnett and Williams of Sampson—17.

Mr. Proctor gave notice that he would introduce a bill to amend the charter of the Town of Lumberton.

Mr. Matheson gave notice that he would introduce a bill to incorporate the Town of Taylorsville, in Alexander County.

Also,

A bill to incorporate Lee Lodge, No. 253, of A. Y. Masons, in the Town of Taylorsville.

Mr. Seymour gave notice that he would introduce a bill concerning the Commissioners and citizens of Craven County.

Also,

Resolution tending to the consolidation of the Atlantic and North Carolina and the North Carolina Rail Roads.

Mr. Clayton, of Transylvania, gave notice that he would introduce a bill to incorporate the Dunn's Rock Lodge, No. —— of A. Y. Masons, in Transylvania County.

A bill in relation to obtaining law licenses in North Carolina was taken up.

Mr. Justice, of Rutherford, offered a substitute for the same; and,

On motion of Mr. Justice,

The bill and substitute were referred to the Judiciary Committee.

Mr. Harris, from the Committee on Propositions and Grievances, to whom was referred the bill to establish a ferry on Neuse River, reported the same favorably.

On motion of Mr. Laflin,

The House then adjourned.

WEDNESDAY, November 25th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Gibson presented

A petition from W. H. Keitler.

Referred to Committee on Propositions and Grievances.

Mr. Kelly, of Davie, presented

A report from the Commissioners of Davie County in relation to laying off said County into Townships.

Referred to Committee on Counties and Townships.

Mr. Argo presented

A memorial from a number of Clerks of Superior Courts.

Referred to the Committee on Salaries and Fees.

On motion of Mr. Reynolds,

The House resolved that when it adjourned, it would do so to meet again on Friday, at 10 o'clock, A. M., in order to properly observe the day of Thanksgiving.

Mr. Pou, from the Judiciary Committee, to whom was referred a bill for the appointment of Entry Takers, reported back the same favorably.

Also, a bill to be entitled an act to amend the 9th chapter of Code of Civil Procedure, unfavorably.

Also, a bill for the protection of debtors, unfavorably.

Mr. Pou introduced

A resolution providing for the payment of *per diem* to members banned from occupying seats in the House at last session, and obtained a suspension of the rules.

Mr. Morris called for the yeas and nays on the adoption of the resolution; and

The vote resulted in its adoption as follows:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Barnett, Barnes, Boddie, Candler, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davis, Davidson, Dixon, Downing, Durham, Ellis, Ellington, Estes, Farrow, Ferebee, Forkner, Foster, Franklin,

Gatling, Gibson, Green, Grier, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore, Nicholson, Painter, Pou, Price, Proctor, Proffitt, Ragland, Robinson, Reynolds, Shaver, Short, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Thompson, Vestal, Vest, Welch, White, Whitley, Williams of Harnett, Williamson and Wiswall—77.

Those who voted in the negative were:

Messrs. Ashworth, Banner, Blair, Carson, French, Gahagan, Gilbert, Graham, Gunter, Hayes, Hodgin, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kinney, Mayo, McCanless, Moring, Morrill, Morris, Pearson, Rea, Renfrow, Robbins, Siegrist, Simonds, Sweat and Wilson—29.

Mr. Barnett, from the Committee on Corporations, to whom was referred a bill to incorporate the Land and Lumber Company of North Carolina, reported the same favorably.

On motion of Mr. Stilley,

The Chair was authorized to appoint a Committee of five on Salaries and Fees.

Mr. French introduced

A bill to incorporate the New Hanover Agricultural Society.

Referred to Committee on Corporations.

A communication was received from the Code Commission, accompanied by various documents.

Ordered to be printed.

Mr. Green introduced

A bill to amend the charter of the Cheraw and Coalfields Rail Road.

Referred to Committee on Internal Improvements.

Mr. Bowman introduced

A bill to amend the 4th section of chapter 17 of the Revised Code.

Referred to Judiciary Committee.

Mr. Hoffman introduced

A bill for the relief of the Sheriff of Gaston County.

Referred to Committee on Propositions and Grievances.

Mr. Malone introduced

A bill to extend the jurisdiction of Justices of the Peace, &c.

Referred to Judiciary Committee.

A bill concerning the Commissioners of New Hanover County was taken up.

Mr. Harris, of Wake, moved to amend the same by inserting, at the proper place, the word "Wake."

Carried.

On motion of Mr. Gunter,

The vote by which "Chatham" was inserted in the bill was reconsidered; and the same was stricken out.

On motion of Mr. Siegrist,

The bill was amended by inserting the word "Wilkes."

On motion of Mr. Leary,

The bill was amended by inserting the word "Cumberland."

The bill, as amended, then

Passed its final reading, as follows:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnes, Blair, Bowman, Carson, Cawthorn, Davidson, Dixon, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Green, Gunter, Harris of Wake, Hayes, Hendricks, Hinnant, Hodgin, Hoffman, Horney, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Chatham, Mayo, McCanless, Mendenhall, Moring, Morrill, Morris, Pearson, Peck, Pou, Price, Proctor, Ragland, Rea, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Stanton, Sykes, Vestal, Vest, White, Whitley, Williamson, Wilson and Wiswall—62.

Those who voted in the negative were:

Messrs. Argo, Boddie, Clayton of Transylvania, Durham, Ellis, Gibson, Harris of Franklin, Hawkins, High, Hodnett,

Humphries, Malone, Matheson, McMillan, Nicholson, Shaver, Short, Sweat, Thompson, Welch and Williams of Harnett—21.

A bill to provide for the appointment of Entry Takers was taken up and

Passed its second reading.

A bill to establish a ferry on the Neuse River was taken up and

Passed its second reading.

Mr. Estes introduced

A resolution instructing the Judiciary Committee to enquire into the constitutionality of a bill passed at last session entitled "An act to incorporate the North Carolina State Loan and Trust Company."

Laid over.

A bill to amend the 9th chapter of Code of Civil Procedure was taken up, and

Failed to pass its second reading.

A bill for the protection of debtors was taken up and

Failed to pass its second reading.

A resolution concerning removal of disabilities from certain persons was taken up, and, on motion of Mr. Estes, was

Postponed until the first Monday of January, 1869.

On motion of Mr. Argo,

The House then adjourned.

FRIDAY, November 27th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Pepper, Chaplain of the 40th United States Infantry.

The Speaker announced the following named gentlemen to compose a Standing Committee on Salaries and Fees:

Messrs. Stilley, Justus, Grier, Bowman and Dixon.

Mr. Malone introduced

A resolution concerning the Finance Committee.

Laid over.

Mr. Vest introduced

A resolution proposing to petition Congress in favor of distillers of whiskey.

Laid over.

Mr. Justice introduced

A bill to amend the charter of the Judson Female College.

Laid over.

Mr. Vest introduced

A bill to incorporate the Salem Fire Company; which,

Under suspension of the rules, passed its several readings.

Mr. Barnett introduced

A bill to consolidate the several acts relating to the incorporation of the Town of Salisbury.

Referred to Committee on Corporations.

Mr. Bowman introduced

A bill to amend chapter 558 of the Code of Civil Procedure.

Referred to the Committee on Salaries and Fees.

Mr. Malone introduced

A bill in relation to the practice of law in North Carolina; which,

Under suspension of the rules, passed its several readings.

A communication was received from the Code Commission, accompanied by a "bill to impose a tax on successions and to provide for its collection;" which, on motion of Mr. Estes, was

Ordered to be printed and referred to the Finance Committee.

A bill to provide for the appointment of Entry Takers was taken up and

Passed its final reading.

A bill for the establishment of a ferry on Neuse River

Passed its final reading.

A bill to incorporate the Land and Lumber Company of North Carolina was taken up, and

On motion of Mr. Proctor, made Special for Friday next at 12 o'clock.

A resolution in reference to the ordinances of the late Convention was taken up.

On motion of Mr. Sinclair,

The same was amended by inserting the words "and resolution;" and

The resolution, as amended, was adopted.

A resolution instructing the Judiciary Committee to inquire into the constitutionality of a bill passed at the last session, entitled "An act to incorporate the North Carolina State Loan and Trust Company," was taken up and

Adopted.

Mr. Graham gave notice that he would introduce a bill for the surrender of the charter of the Fayetteville and Albemarle Plank Road Company.

Also, a bill to incorporate the Swift Island Manufacturing Company.

Mr. Shaver gave notice that he would introduce a bill in relation to the fees of Registers of Deeds for making out tax lists.

Mr. French gave notice that he would introduce a bill concerning foreign insurance companies.

Mr. Leary introduced

A resolution concerning the removal of political disabilities from citizens of this State.

Laid over.

Mr. Ragland introduced

A bill for the relief of debtors; and, on motion,

The Speaker was authorized to appoint a Committee of three, to whom the bill should be referred, said Committee to report on the second Monday in December.

Mr. Argo introduced

A resolution instructing the Judiciary Committee to review the Code of Civil Procedure:

Which, under suspension of the rules, was adopted.

Mr. Bowman gave notice that he would introduce a bill for the relief of Morgan Bryan, John Carson and others.

Mr. Whitley introduced

A resolution requesting the Judiciary Committee to prepare and report a bill for the benefit of endorsers and securities.

Adopted.

Mr. Nicholson introduced

A bill to amend chapter 59 of the Revised Code.

Referred to the Judiciary Committee.

Mr. Sykes presented

A petition from the citizens of Pasquotank.

Referred to the Finance Committee.

On motion of Mr. Moore,

The House then adjourned.

SATURDAY, November 28th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

The Speaker announced Messrs. Ragland, Pou and Welch as a Special Committee for the consideration of the bill for the protection of debtors.

A message was received from the Governor concerning the Executive Mansion.

Referred to Committee on Buildings and Grounds, and ordered to be printed.

A communication was received from the Public Treasurer, submitting a bill to raise revenue.

Ordered to be printed and referred to the Finance Committee.

Mr. Robinson introduced

A resolution for relief of the Sheriff of Macon County.

Which, under a suspension of the rules, was adopted.

Mr. Hodnett submitted

A report from the Commissioners of Caswell County.

Referred to the Committee on Counties and Townships.

Mr. Harris, of Wake, introduced

A bill to amend the charter of the City of Raleigh, and,

On motion of Mr. Harris,

The Speaker was authorized to appoint a Committee of three for consideration of the same.

The Speaker appointed Messrs. Stilley, Vest and Argo, as a Committee to examine the ordinances of the late Convention, according to resolution of Mr. Sinclair.

Mr. Estes introduced

A bill to aid the Wilmington and Weldon Rail Road.

Ordered to be printed and referred to the Committee on Internal Improvements.

Mr. White introduced

A bill to amend section 137, chapter 8, of the Code of Civil Procedure.

Referred to Judiciary Committee.

Mr. Stilley introduced

A bill to amend chapter 8th of the Code of Civil Procedure.

Referred to Judiciary Committee.

A message was received from the Senate, transmitting the following named bills and resolution:

A bill to provide for the collection of taxes in Carteret County for 1868.

A bill to extend the time within which certain widows may dissent from the wills of their deceased husbands, and,

A resolution concerning the Superintendent of the Insane Asylum.

A bill to amend the charter of the Green Swamp Company was taken up, and,

On motion of Mr. Proctor,

The same was ordered to be printed and made Special for Wednesday at 12 o'clock.

A bill to amend the charter of the Judson Female College was taken up, and

On motion of Mr. French, the same was referred to the Committee on Corporations.

A bill to impose a tax on private bills introduced in the Legislature, was taken up and

Tabled.

Mr. Sinclair gave notice that he would introduce a resolution for the abolishment of the office of Assistant Clerk of the House.

A bill for relief of the late Sheriff of Gaston County was taken up.

Mr. Pou offered an additional proviso, which was adopted.

And the bill, as amended, passed its final reading.

A bill to incorporate the Madren Mining Company was taken up, and,

On motion of Mr. Proctor,

Ordered to be printed and made Special for Thursday at 11 o'clock.

A bill to amend the charter of the Cheraw and Coalfields Rail Road was taken up.

Mr. Barnett offered to amend the second section of the same by striking out all after the word "that" down to the word "provided."

Accepted.

Mr. Estes moved to amend by adding, as section 4, the words:

"*Provided further*, That no discrimination shall be made in tariffs in favor of either North or South Carolina Rail Roads crossing or connecting with this Road."

Also accepted, and,

The bill, as amended, passed its second reading.

A bill to amend an act in relation to punishments was taken up and

Passed its second reading.

The Speaker announced the following named gentlemen as additional to the Finance Committee.

Messrs. Durham, Malone, Sinclair and McMillan.

On motion of Mr. Whitley,

The House then adjourned.

MONDAY, November 30th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr Morris, of the House.

The Speaker announced Messrs. Harris, of Wake, Wiswall and Gibson as a Special Committee for consideration of the bill to amend the charter of the City of Raleigh.

Mr. Estes, from the Finance Committee to whom was referred a bill to regulate the sale of State bonds by Rail Road Companies or their agents, reported the same unfavorably.

Mr. Vest introduced

A bill to repeal section 68 of Title VI of Code of Civil Procedure.

Referred to Judiciary Committee.

Mr. Candler introduced

A bill to repeal an act restoring to married women their common law right of dower.

Referred to Judiciary Committee.

Mr. Morris introduced

A bill to punish slander.

Referred to Judiciary Committee.

Mr. Reynolds introduced

A bill to repeal so much of chapter 107 of Revised Code as refers to slaves, etc.

Referred to Judiciary Committee.

Mr. Renfrow introduced

A bill for the relief of the Sheriff of Halifax.

Referred to Judiciary Committee.

Mr. Nicholson asked leave to withdraw a bill, introduced by himself, to amend a chapter of the Code of Civil Procedure.

No objection being made, the bill was withdrawn.

Mr. Parker introduced

A bill to prohibit Sabbath hunting.

Referred to Committee on Propositions and Grievances.

A bill to amend the charter of the Cheraw and Coalfields Rail Road was taken up.

Mr. Leary moved to have the same printed and made Special for Thursday at 12 o'clock.

The motion was lost, and

The bill passed its final reading.

A bill to amend an act in relation to punishments was taken up and

Passed its final reading.

A bill to regulate the sale of State bonds by Rail Road Companies or their agents was taken up.

Mr. Downing moved to indefinitely postpone the same.

On this motion Mr. Pou called for the yeas and nays.

The call was not sustained, and

The motion to indefinitely postpone prevailed.

A bill to extend the time within which certain widows may dissent from their deceased husbands' wills was taken up; and,

On motion of Mr. Bowman, the same was referred to Judiciary Committee.

A resolution concerning the Superintendent of the Insane Asylum was taken up; and,

On motion of Mr. Stilley, the same was postponed till Tuesday.

On motion of Mr. French,

The Chair was authorized to raise a Standing Committee of five on Immigration.

The hour having arrived for the consideration of the Special Order, it being a bill to incorporate the North Carolina Dental Association, etc., the same was taken up.

Mr. Estes moved to amend the bill by adding to section 11 the following words:

"*Provided*, That the provisions of this act shall not be so construed as to prevent regular practicing physicians from extracting teeth."

When, on motion of Mr. Harris, of Wake,

The bill was postponed till Monday, December 7.

A resolution in relation to the removal of political disabilities imposed by the 14th Article of the Constitution of the United States upon certain citizens of North Carolina was taken up.

Mr. Morris moved to indefinitely postpone the same.

On this motion Mr. Durham called for the yeas and nays.

The call being sustained,

The House refused to postpone by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Barnes, Blair, Candler, Carson, Carey, Cherry, Estes, Forkner, Franklin, French, Gahagan, Gilbert, Graham, Harris, of Wake, Hayes, Hendricks, Hodgin, Hoffman, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Mayo, McCanless, Mendenhall, Moring, Morrill, Morris, Peck, Proctor, Rea, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Stilley, Vest, White and Wilson—45.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Barnett, Boddie, Bowman, Cawthorn, Clayton of Transylvania, Davidson, Durham, Ellington, Farrow, Ferebee, Foster, Gatling, Gibson, Grier, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Ingram,

Jarvis, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Short, Sinclair, Smith of Alleghany, Stanton, Sweat, Sykes, Thompson, Welch and Wiswall—49.

The question then recurred on the adoption of the resolution; when

Mr. Justice offered the following as a substitute:

"*Resolved*, That the Congress of the United States be respectfully requested to remove the political disabilities from all the citizens of this State who have not denied the Constitutional right of Congress to pardon persons who have been engaged in rebellion."

Mr. Morris moved to postpone the resolution and substitute till the first Monday in March.

Mr. Estes moved to lay the entire matter on the table,

And, on this motion called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Barnes, Blair, Candler, Carson, Cherry, Estes, Forkner, Franklin, Gahagan, Graham, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Mayo, McCanless, Moring, Morrill, Morris, Peck, Proctor, Ragland, Rea, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Stilley, Vest, White and Wilson—40.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Barnett, Boddie, Bowman, Carey, Cawthorn, Clayton of Transylvania, Davidson, Dixon, Durham, Ellington, Farrow, Ferebee, Foster, French, Gatling, Gibson, Gilbert, Grier, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Malone,

Matheson, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Short, Sinclair, Smith of Alleghany, Snipes, Stanton, Sweat, Thompson, Vestal, Welch, Williams of Sampson and Wiswall—57.

On motion of Mr. Harris,

The whole subject was then referred to a Special Committee of five, to be appointed by the Chair.

Mr. Justice introduced

A resolution allowing the General Assembly to take a recess from the 21st day of December to the 4th day of January, 1869.

Laid over.

Mr. French introduced

A bill to provide for the appointment of a Land and Immigration Commission for the State of North-Carolina.

Laid over.

On motion of Mr. Argo,

The House then agreed to adjourn till 11 o'clock Tuesday.

TUESDAY, December 1st, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr Shaver, of the House.

The Speaker announced the following named gentlemen as a Committee to whom should be referred the resolution in relation to the removal of political disabilities from citizens of North Carolina:

Messrs. Bowman, Hodnett, Leary, Estes, and Long of Richmond.

Mr. Barnett, from the Committee on Corporations, to whom was referred a bill to consolidate the several acts relating to the incorporation of the Town of Salisbury, reported the same favorably, and,

On motion of Mr. Barnett, the bill was ordered to be printed.

Mr. Seymour introduced

A bill to amend an act entitled "An act to incorporate the Pitt County Female Institute."

Laid over.

Mr. Ingram introduced

A bill to amend the Constitution of the State.

Referred to the Judiciary Committee.

Mr. Malone introduced

A resolution concerning the Code Commission.

Laid over.

Mr. Morris introduced

A bill to amend chapter 5 of the Revised Code.

Referred to the Judiciary Committee.

Mr. Estes introduced

A resolution proposing to raise a Joint Committee to investigate the management and affairs of the "Bank of North Carolina," &c.

Laid over.

A resolution concerning the Keeper of the Capitol was taken up.

Mr. French offered a substitute for the same.

Mr. Estes moved to lay the whole matter on the table, and

The motion prevailed.

Mr. Sinclair introduced

A resolution concerning the removal of Provisional Magistrates by the Governor.

Referred to the Judiciary Committee.

Mr. Sinclair offered a substitute for the substitute offered by Mr. Justice for the resolution concerning the removal of political disabilities from certain citizens of North Carolina, which was referred to the Committee appointed to consider and report on said resolution.

Mr. French moved, that from and after to-day, all resolutions relating to the removal of disabilities should be offered on Saturdays at 12 o'clock.

Mr. Sinclair moved to lay this motion on the table.

On this motion,

Mr. French called for the yeas and nays.

The call being sustained,

The vote was decided in the affimative.

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Boddie, Candler, Cawthorn, Clayton of Transylvania, Durham, Farrow, Ferebee, Foster, Gatling, Gibson, Grier, Hawkins, Hendricks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, McMillan, Moore, Nicholson, Painter, Parker, Pou, Ragland, Shaver, Short, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Thompson, Vestal, Vest, Welch, Williams of Sampson, Williamson and Wiswall—50.

Those who voted in the negative were:

Messrs. Ashworth, Barnes, Blair, Carson, Cherry, Crawford, Dixon, Downing, Ellington, Forkner, Franklin, French, Gahagan, Gunter, Hayes, Hodgin, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Mayo, Moring, Morris, Price, Proctor, Rea, Renfrow, Robbins, Siegrist, Stevens, Stilley, White, Wilkie and Wilson—37.

Mr. Matheson introduced

A resolution instructing the Judiciary Committee to prepare and report a bill to provide for taking the depositions of female witnesses, &c.

Laid over.

A Senate resolution concerning the Superintendent of the Insane Asylum was taken up, and, on motion,

Referred to Committee on Buildings and Grounds.

A resolution instructing the Finance Committee to prepare and report a bill regulating the revenue of the State was taken up.

Mr. Seymour offered a substitute for the same; which was

Adopted.

A bill to amend the charter of the Green Swamp Company was taken up, and, on motion of Mr. Estes, was

Made Special for Friday, at 11½ o'clock.

A resolution instructing the Finance Committee to prepare a report upon what legislation is necessary concerning the payment of all interest upon bonds due from various corporations, &c., was taken up, and

Adopted.

A resolution concerning a petition to Congress in favor of distillers of whisky was taken up, and

Referred to the Committee on Propositions and Grievances.

A resolution allowing the General Assembly to take a recess was taken up, and

Adopted.

Mr. Pou moved to reconsider the vote by which the bill to regulate the sale of State bonds by Rail Road Companies or their agents was indefinitely postponed.

The motion did not prevail.

Mr. Sinclair moved to adjourn till 11 o'clock Wednesday.

Mr. Foster to amend by saying 10 instead of 11 o'clock.

The amendment was adopted, and

On motion of Mr. Justice,

The House adjourned.

WEDNESDAY, December 2d, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Leave of absence was granted Messrs. Blair, Shaver and Kinney till Wednesday; Mr. Boddie till Monday.

Mr. Seymour presented a petition from the citizens of Craven County.

Laid over.

Mr. Welch introduced

A resolution in favor of W. W. Medford ; and

Mr. Pou introduced

A resolution in favor of E. G. Hill and Patrick Massey.

Both referred to the Committee on Propositions and Grievances, with instruction to report on Thursday morning.

Mr. Parker introduced

A bill to modify stay laws.

Referred to the Judiciary Committee.

Mr. Seymour introduced

A bill for the private examination of married women.

Referred to the Judiciary Committee, with instruction to report on Thursday.

Mr. Candler introduced

A bill authorizing W. D. Justus, former Sheriff of Henderson County, to collect arrears of taxes for the years 1866–'67.

Referred to Committee on Propositions and Grievances.

Mr. Malone introduced

A bill to amend section 3d, chapter 39 of Revised Code.

Referred to the Judiciary Committee.

Mr. French introduced

A bill concerning the Commissioners of New Hanover County.

Referred to the Judiciary Committee.

Mr. French introduced

A bill to regulate the weighing of rosin at the Port of Wilmington.

Referred to the Committee on Corporations.

Mr. Morris introduced

A bill to amend an act entitled "An act establishing a lien in favor of builders, mechanics," &c.

Referred to the Judiciary Committee.

A message was received from the Governor, transmitting an

abstract return of the votes cast for election of President and Vice-President.

Ordered to be printed.

A bill to amend the charter of the Pitt County Female Institute was taken up and

Passed its second reading.

Mr. Harris, from the Committee to whom was referred a bill to amend the charter of the City of Raleigh, reported the same favorably.

Mr. Gibson, from same Committee, submitted a minority report.

A resolution to raise a Joint Committee to investigate the management and affairs of the Bank of North Carolina, &c., was taken up.

Mr. Estes offered several amendments to the same, which, with the resolution, were adopted.

A message was received from the Senate, transmitting a series of resolutions concerning bribery and corruption in office, and proposing to raise a Joint Committee of investigation—Messrs. Sweet, Robbins and Forkner having been appointed on the part of the Senate.

Pending the discussion of these resolutions,

On motion of Mr. Jarvis, the House adjourned to witness the proceedings of the Electoral College in session in the Senate Chamber, agreeing to meet again at 1 o'clock, P. M.

---

1 O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Estes,

The House adjourned to meet again on Thursday at 11 o'clock.

THURSDAY, December 3d, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Morris, of the House.

A communication was received from the Code Commission, transmitting a bill in relation to landlord and tenant, and

A bill to amend the Code of Civil Procedure.

Both of which were ordered to be printed, and referred to the Judiciary Committee.

On motion of Mr. Estes,

The rules were suspended, and the Senate resolutions concerning bribery, etc., were taken up.

Mr. French offered a substitute for the same, and thereon moved the previous question.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative.

The question then being on the adoption of the substitute,

Mr. Durham called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnes, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Horney, Hudgings, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Richmond, Mayo, Moring, Morrill, Morris, Pearson, Peck, Price, Proctor, Ragland, Rea, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Snipes, Stevens, Stilley, Sykes, Vest, Waldrop, White, Wilkie, Wilson and Wiswall—56.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Bowman, Candler, Clayton of Transylvanie, Durham, Ellis, Ferebee, Gat-

ling Gibson, Green, Grier, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Seymour, Shaver, Short, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson and Williamson—55.

Mr. Gibson presented a petition from sundry citizens of Cabarrus County.

Referred to Committee on Propositions and Grievances.

Mr. Sykes introduced

A bill to amend the charter of Elizabeth City, &c.

Referred to Committee on Corporations.

Mr. Seymour, from the Judiciary Committee, to whom was referred a bill for the relief of the Sheriff of Halifax County, reported the same unfavorably.

The Speaker transferred Mr. French from the Judiciary to the Finance Committee.

Mr. Seymour introduced

A bill to divide Craven County into Townships, and

A bill to fund the existing and floating debt of Craven County.

Both of which were referred to the Committee on Corporations.

Also, a report from the Commissioners of Craven County.

Referred to Committee on Counties and Townships.

Mr. Moore introduced

A resolution concerning the Finance Committee.

Laid over.

Mr. Malone introduced

A resolution concerning the Judiciary Committee.

Laid over.

Mr. Justice introduced

A bill to prevent the collection of debts contracted for slaves.

Referred to the Judiciary Committee.

Mr. Smith, of Wayne, introduced

A bill to legalize certain official acts of the Chairman of the late County Courts of the State.

Referred to the Judiciary Committee.

Mr. Justice introduced

A bill to regulate the granting of law licences.

Laid over.

On motion of Mr. Argo,

The House then adjourned till 11 o'clock Friday.

FRIDAY, DECEMBER 4th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the Senate.

Leave of absence was granted Mr. Ames till Monday; Mr. Short till Wednesday; Mr. Ragland during the session of the Court in Granville County.

The names of Messrs. Smith, of Martin, and Gilbert, having been recorded in the affirmative on the vote adopting the substitute offered by Mr. French for the Senate resolution concerning bribery, &c., the Speaker ordered the same to be erased, as the gentlemen were not present when the vote was taken and had been recorded through mistake.

Mr. Pou informed the House that Mr. Harris, of Franklin, who was recorded in the affirmative on the same vote, had cast his vote in the negative.

Mr. Harris, not being present, was sent for, and, on arriving, confirmed the declaration of Mr. Pou, and the error was corrected.

Mr. Simonds, recorded in the negative, informed the Speaker that he had voted in the affirmative, and the alteration was made; thus leaving the vote on the substitute, yeas 56, nays 55.

A communication was received from the Code Commission, transmitting

A bill to provide for the procedure in special proceedings generally and in application for widows' year's support and in dower.

Ordered to be printed and referred to Judiciary Committee.

Mr. Justice presented

A petition from sundry citizens of Polk County.

Referred to the Committee on Salaries and Fees.

Mr. Hodgin presented

A communication from sundry citizens of Guilford County.

Referred to the Committee on Propositions and Grievances.

Mr. Harris, from the Committee on Propositions and Grievances, to whom was referred a petition from W. H. Keitler, reported back the same and begged leave to be discharged from its further consideration.

Mr. Harris, from same Committee, reported favorably on resolution concerning W. W. Medford; and, under a suspension of the rules, the resolution was adopted.

On motion of Mr. French, the Special Order for 11½ o'clock was postponed till Wednesday next at 12 o'clock.

Mr. Harris, from Committee on Propositions and Grievances, reported favorably on a bill to prevent hunting on the Sabbath day.

Mr. Snipes moved to reconsider the vote by which the House substitute for Senate resolution concerning bribery, &c., was adopted.

Mr. Harris, of Wake, moved to lay this motion on the table.

On this motion

Mr. Seymour called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those wo voted in the affirmative were:

Messrs. Ashworth, Banner, Barnes, Blair, Carson, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Horney, Hudgings, Kelly of Moore, Laflin, Long of Richmond, Mayo, Morrill, Pearson, Peck, Price, Proctor, Rea, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Sykes, Vestal, Vest, Waldrop, White, Williamson, Wilson and Wiswall—45.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Bowman, Candler, Clayton of Transylvania, Durham, Ellis, Ellington, Ferebee, Gatling, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Seymour, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Welch, Williams of Harnett and Williams of Sampson—51.

The motion to reconsider then prevailed.

The question then recurring on the adoption of the substitute, which, by leave, had been amended by its author and re-presented,

Mr. French called the previous question, and was sustained.

On the passage of the substitute,

Mr. Durham called for the yeas and nays.

The call being sustained,

The substitute was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Barnes, Carson, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Horney, Kelly of Moore, Long of Richmond, Mayo, Moring, Morrill, Pearson, Price, Ragland, Rea, Rentrow, Robbins, Reynolds, Sinclair, Simonds, Stevens, Sykes, Vest, Waldrop, White and Wiswall—40.

Those who voted in the negative were:

Messers. Allison, Argo, Armstrong, Boddie, Bowman, Candler, Clayton of Transylvania, Durham, Ellis, Ellington, Farrow, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Laflin, Leary, Long of Chatham, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Proctor, Proffitt, Robinson, Seymour, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vestal, Welch, Wilkie, Williams of Harnett and Wilson—58.

The question then recurring on the passage of the original resolution, as sent from the Senate, the same was adopted.

Mr. Seymour introduced

A bill to amend an act entitled "An act to incorporate the North Carolina State Loan and Trust Company."

Also,

A bill to make valid certain probates of deeds heretofore made.

Both of which were referred to Judiciary Committee.

Mr. Laflin introduced

A resolution in favor of H. Walton.

Referred to Finance Committee.

Mr. Pou introduced

A bill to regulate the sale of State bonds by officers or agents of Rail Road Companies.

Referred to Finance Committee.

Mr. Ingram introduced

A resolution in favor of Commissioners of Anson County.

Laid over.

Mr. Rea introduced

A bill in relation to Lake Phelps.

Referred to Committee on Propositions and Grievances.

Mr. Malone introduced

A bill to provide for the registration of voters in special elections.

Laid over.

On motion of Mr. Estes,

The House then agreed to adjourn till 11 o'clock, Saturday.

SATURDAY, December 5th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Harris, of Franklin, introduced

A resolution concerning the purchase of eight thousand acres of land.

Laid over.

A bill to provide for the registration of voters in special elections, being unfinished business of Friday, the same was taken up and

Passed its final reading.

Mr. Stilley introduced

A bill to repeal an act providing for furnishing the Executive Mansion.

Referred to the Committee on Public Grounds and Buildings.

Mr. Malone introduced

A bill to provide for the taking of depositions.

Referred to the Judiciary Committee.

Mr. Malone introduced

A bill to amend the charter of the Caldwell and Watauga Turnpike Company.

Referred to the Committee on Corporations.

Mr. Candler introduced

A bill concerning A. B. Jones, former Tax Collector of Buncombe.

Laid over.

Mr. Vestal introduced

A bill to provide for the settlement of the estates of deceased persons.

Referred to the Judiciary Committee.

Mr. Gibson introduced

A bill to provide for mining, manufacturing and other purposes.

Referred to Committee on Agriculture, Mining, &c.

Mr. Sykes introduced

A bill in favor of John L. Wood, Sheriff of Pasquotank County.

Referred to Finance Committee.

A message was received from the Senate, transmitting for concurrence a resolution in favor of William Thompson and others.

Passed first reading and referred to Committee on Claims.

A bill to amend an act entitled "An act to incorporate Pitt County Female Institute," was taken up and

Passed its third reading.

Mr. Vestal introduced

A resolution concerning the special tax on whisky, &c.

Referred to Committee on Propositions and Grievances.

A bill to amend the charter of the City of Raleigh was taken up.

Mr. Harris, of Wake, offered to amend the same by the addition of a proviso, when,

On motion of Mr. Sinclair, further consideration of the subject was postponed till Monday.

A bill for relief of the Sheriff of Halifax County was taken up and

Tabled.

A bill to prohibit hunting on the Sabbath day was taken up.

Mr. Moore offered an amendment to the same, which was accepted, and

The bill passed its final reading.

On motion of Mr. Hayes,

The House then adjourned till Monday, at 11 o'clock.

MONDAY, December 7th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

The Speaker announced the following named gentlemen to compose a Standing Committee on Immigration:

Messrs. French, Horney, Jarvis, Laflin and Sweat.

Also, the following named gentlemen to compose a Standing Committee on private bills:

Messrs. Sinclair, Morrill, Kelly of Davie, Banner, Hawkins, Siegrist, Smith of Wayne, Williamson, Welch, Long of Richmond, McMillan and Carey.

The name of Mr. Williams, of Harnett, was added to the Committee on Propositions and Grievances; and that of Mr. Reynolds to the Committee on Education.

Mr. Justice introduced

A bill to alter the time of holding the Courts in the 9th Judicial Circuit.

Laid over.

Mr. Harris, of Wake, introduced

A bill to establish a Special Criminal Court in Raleigh, as a substitute for a bill entitled a bill to amend the charter of the City of Raleigh.

Ordered to be printed and referred to the Judiciary Committee.

Mr. Hudgings introduced

A bill to change the time for paying the State and County taxes.

Referred to Finance Committee.

Mr. Ellis introduced

A bill to amend chapter 10 of Code of Civil Procedure.

Referred to Judiciary Committee.

Mr. Justice introduced

A resolution concerning the organization of the militia.

Laid over.

Mr. Seymour introduced

A resolution concerning the Public Treasurer.

Referred to Judiciary Committee.

A bill to incorporate the North Carolina Dental Association, etc., was taken up.

Mr. French offered an amendment to the same, which was adopted; when

On motion, further consideration of the bill was postponed till Tuesday at 11 o'clock.

A message was received from the Senate, transmitting for consideration

A bill to amend section 19, chapter 118 of Revised Code.

Referred to Judiciary Committee.

Also, a bill to amend Title VII, section 72, of Code of Civil Procedure.

Referred to same Committee.

Also, a resolution concerning the property of the State.

Laid over.

Mr. Justice introduced

A bill to divide and separate the Wilmington, Charlotte and Rutherford Rail Road.

Ordered to be printed and referred to the Committee on Internal Improvements.

A bill to incorporate the North Carolina Land and Lumber Company was taken up, and,

On motion of Mr. Vest, ordered to be printed.

A bill to amend section 4, chapter 7 of the Revised Code was taken up, and

A substitute offered by the Judiciary Committee was read.

Mr. Bowman offered slight amendments to the 1st and 2d sections, which were adopted; and

The substitute passed its several readings.

A bill to amend section 137, chapter 8 of Code of Civil Procedure was taken up, and

Passed its second reading.

A bill to repeal section 558, chapter 1 of the Code of Civil Procedure

Passed its second reading.

A bill to amend the Constitution of the State was,

On motion of Mr. Vest, indefinitely postponed.

A bill to enable the Commissioners of New Hanover better to carry out the provisions of the 13th section of Article VII of the Constitution of the State

Passed its second reading.

A bill to amend the charter of the Caldwell and Watauga Turnpike Company

Passed its second reading.

A bill concerning A. B. Jones, former Sheriff of Buncombe, was taken up.

Mr. Bowman offered to amend the same by the addition of a proviso, which was accepted; and

The bill passed its second reading.

A bill to regulate the granting of law licenses was taken up, and

On motion of Mr. Malone, the same was referred to the Judiciary Committee, with instruction to report on Wednesday.

A resolution concerning the Code Commission was taken up and

Adopted.

A resolution concerning the Judiciary Committee was taken up.

Mr. Downing moved to indefinitely postpone the same.

On this motion

Mr. Ferebee called for the yeas and nays.

The call being sustained,

The motion to indefinitely postpone prevailed by the following vote:

Those who voted in affirmative were:

Messrs. Ames, Barnett, Bowman, Cherry, Crawford, Dixon, Downing, Estes, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Laflin, Mayo, Moring, Morrill, Pearson, Price, Rea, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Snipes, Stevens, Stilley, Vest, Waldrop, White and Wilson—43.

Those who voted in the negative were:

Messrs. Armstrong, Barnes, Boddie, Candler, Carson, Cawthorn, Clayton of Transylvania, Ellis, Ellington, Ferebee, Gibson, Green, Grier, Hawkins, Hinnant, Hodnett, Humphries, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore, Nicholson, Painter, Parker, Proffitt, Robinson, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Vestal, Welch, Williams of Harnett and Williamson—40.

Mr. Laflin introduced

A bill to amend Title XXI, chapter 1, section 561, of Code of Civil Procedure.

Referred to the Judiciary Committee.

Also, a resolution in reference to the payment of special Clerks in the office of Secretary of State.

Referred to Finance Committee.

Mr. Leary introduced

A bill to continue in force and amend an act entitled "An act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness."

Laid over.

On motion of Mr. Vest,

The House then adjourned to meet at 11 o'clock, Tuesday.

TUESDAY, December 8th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Hodnett introduced

A resolution concerning the revenue tax on tobacco; which, under suspension of the rules, was

Adopted.

On motion of Mr. Sinclair,

The House reconsidered the vote of Monday by which a resolution concerning the Judiciary Committee was tabled.

Mr. Stilley moved to amend by striking out the entire preamble.

The amendment prevailed, and

The resolution was adopted.

The Special Order for the day being

A bill to incorporate the North Carolina Dental Association, &c., the same was taken up.

Mr. French offered an amendment, when

Mr. Ellis moved to lay the bill on the table,

And on this motion called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Boddie, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton of Transylvania, Dixon, Ellis, Ellington, Forkner, French, Gahagan, Gatling, Gibson, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moring, Nicholson, Painter, Price, Proctor, Robinson, Reynolds, Siegrist, Stevens, Thompson, Vestal, Waldrop, Welch, Wilkie, Williams of Harnett, Williamson, Wilson and Wiswall—57.

Those who voted in the negative were:

Messrs. Allison, Barnett, Blair, Foster, Graham, Hayes, Hodgin, Horney, Justice of Rutherford, Laflin, Malone, Matheson, Parker, Pearson, Renfrow, Robbins, Sinclair, Simonds, Stanton, Vest, White and Whitley—22.

Mr. Harris, of Wake, introduced

A bill for the better protection of debtors.

Ordered to be printed, and

Referred to the Judiciary Committee, with instruction to report on Thursday.

Mr. Wilkie introduced

A bill to extend the authority of Sheriffs and other officers in cases of arrest.

Referred to Judiciary Committee.

Mr. Ingram introduced

A bill to renew the charter of the Richmond Manufacturing Company.

Referred to Committee on Corporations.

On motion of Mr. Davis,

The rules were suspended, and a Senate bill to provide for the collection of taxes in Carteret County for the year 1868, was taken up, and

The bill passed its second and third readings.

On motion of Mr. Ashworth,

The House agreed to meet on Wednesday, at 10 o'clock, A. M.

Mr. Clayton, of Transylvania, introduced

A bill to repeal paragraph 40, chapter 3, Title XXI of Code of Civil Procedure, and to amend an act entitled "An act in relation to marriage licenses."

Referred to Judiciary Committee.

By leave, Mr. Ingram withdrew the resolution in favor of the Commissoners of Anson County.

Mr. Stilley introduced

A bill to protect the fishing interest in the waters of Blount's Creek, Beaufort County.

Referred to Committee on Propositions and Grievances.

Also,

A bill to regulate the manner of holding elections and making returns of elections, &c.

Referred to Judiciary Committee.

On motion of Mr. Dixon,

The House then adjourned.

WEDNESDAY December 9th, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shaver, of the House.

Mr. French presented

A memorial from sundry citizens of Wilmington concerning the weighing of rosin at that Port.

Laid over.

Mr. Gunter presented

A petition from sundry citizens of Chatham County concerning the distillation of grain.

Referred to Committee on Propositions and Grievances.

Mr. Candler presented

A report from the Commissioners of Buncombe County.

Referred to Committee on Counties and Townships.

Mr. Williamson presented

A report from the Commissioners of Franklin County.

Same reference.

On motion of Mr. Estes,

A bill prepared and submitted by the Code Commission, to provide for the collection of taxes by the State and by the several Counties of the State on property, polls and income was

Made Special for Friday at 11 o'clock.

On motion of Mr. Vestal,

The rules were suspended, and a resolution petitioning the members of Congress from this State to use their endeavors to have the tax on distillers of whisky lightened, was taken up; and the same was

Adopted.

Mr. Hendricks introduced

A resolution to raise a Special Committee of three.

Laid over.

Mr. Hodgin introduced

A resolution petitioning the members of Congress from this State to use their endeavors to have all the mail routes heretofore in existence in this State speedily re-opened; and,

Under a suspension of the rules, the same was adopted.

A communication was received from the Code Commission, submitting for consideration of the House the following named bills:

A bill to regulate proceedings upon impeachments.

A bill to regulate proceedings upon writs of *habeas corpus*.

A bill to make certain amendments in the Code of Civil Procedure; and

A bill to provide forms in civil proceedings before Justices of the Peace.

On motion of Mr. Estes,

The bills were ordered to be printed and referred to the Judiciary Committee.

Mr. Pou introduced

A bill concerning the Commissioners of Johnston County, which,

Under suspension of the rules, passed its several readings.

Mr. Stilley introduced

A bill to amend the charter of the Town of Washington,, which,

Under suspension of the rules, passed its several readings.

Mr. Smith, of Alleghany, introduced

A bill in relation to the time of holding the Courts in the 10th and 11th Judicial Districts, and for other purposes.

On motion of Mr. Malone,

The Speaker was authorized to appoint a Committee to consist of one from the 9th, one from the 10th, one from the 11th, and one from the 12th Judicial Circuits, to whom this and similar bills should be referred.

Mr. Estes introduced

A bill to incorporate the "Castle Hayne Vineyard Company."

Referred to Committee on Corporations.

Mr. Smith, of Wayne, introduced the following named bills, which were referred to the Committee on Corporations:

A bill to incorporate Carolina Lodge, No. 141, at Ansonville, Anson County.

A bill to incorporate Kilwinning Lodge, A. Y. M., at Wadesboro', in Anson County, and

A bill to incorporate Mt. Olive Lodge, No. 208, A. Y. M., at Mt. Olive, in Wayne County.

Mr. Clayton, of Transylvania, introduced

A bill to incorporate Dunn's Rock Lodge, No. 267, of A. Y. M., in the County of Transylvania.

Referred to Committee on Corporations.

A message was received from the Senate transmitting

A bill to incorporate the North Carolina Mutual Home Insurance Company.

Ordered to be printed and referred to Committee on Corporations.

Mr. Gunter introduced

A bill prohibiting the distillation of grain.

Referred to the Committee on Propositions and Grievances.

A bill to amend the charter of Elizabeth City was taken up, and,

Under suspension of the rules, passed its second and third readings.

A bill to continue in force and amend an act entitled "An act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness," was taken up, and,

Under suspension of the rules, passed its second and third readings.

The following named bills passed their final readings:

A bill to enable the Commissioners of New Hanover County the better to carry out the provisions of section 13, Article VII of the Constitution of the State.

A bill to authorize A. B. Jones, former Sheriff of Buncombe County, to collect arrears of taxes for the years 1866 and 1867; and

A bill to amend section 137, chapter 8 of the Code of Civil Procedure.

A bill to repeal section 558, chapter 1, Title I of Code of Civil Procedure was taken up on third reading.

Mr. Seymour moved to postpone the same till Thursday next.

Lost.

Mr. Seymour then offered a substitute for the bill, which, being rejected,

Mr. Leary called for the yeas and nays on the passage of the bill.

The call being sustained,

The bill passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Dixon, Downing, Durham, Ellington, Estes, Forkner, Foster, Gahagan, Gibson, Graham, Green, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Malone, Matheson, Mayo, McCanless, Mendenhall, Moore, Morrill, Nicholson, Painter, Parker, Pearson, Price, Proctor, Proffitt, Renfrow, Robbins,

Robinson, Reynolds, Shaver, Sinclair, Simonds, Smith of Alleghany, Stanton, Stevens, Stilley, Thompson, Vestal, Vest, White, Whitley, Wilkie, Williams of Harnett, Williamson and Wilson—77.

Those who voted in the negative were:

Messrs. Armstrong, Cherry, High, Leary, Long of Chatham, Seymour, Smith of Wayne, Sweat and Wiswall—9.

In accordance with a duty imposed by the passage of Senate resolution providing for the appointment of a Joint Committee of investigation in relation to charges of bribery, levying of black mail, &c., the Speaker announced the following gentlemen to constitute the House branch of said Committee:

Messrs. Estes, Bowman, Gatling, Graham and Wiswall.

The gentlemen were then summoned by the Speaker to the Clerk's desk, when they were collectively sworn by the following oath, each individual placing his hand upon and kissing the Bible:

"You, and each of you, sincerely swear that you will discharge your duties under the resolution constituting you members of a Joint Committee of Investigation, without fear, favor, affection, reward or the hope of reward. So help you God."

The oath having been administered,

The Speaker presented each member of the Committee a copy of the resolutions under which they were appointed.

On motion of Mr. French,

The Special Order for 12 o'clock, (it being a bill to amend the charter of the Green Swamp Company) was postponed till Wednesday next at 12 o'clock.

On motion of Mr. French,

The vote by which the bill to incorporate the North Carolina Dental Association, &c., was laid on the table on Tuesday, was reconsidered, and

The bill was then postponed till the second Monday in next January, at 12 o'clock.

On motion of Mr. Snipes,

The rules were suspended and a bill to incorporate the Land and Lumber Company of North Carolina was taken up, and the same

Passed its second reading.

On motion of Mr. Seymour,

The House then adjourned to meet again at 11 o'clock Thursday.

THURSDAY, December 10th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

A message was received from the Senate with information that a House bill for the relief of James T. White, former Sheriff of Gaston County, had been amended by that body by the addition of another section.

The House concurred in the amendment and the Senate was so informed.

Also, a message transmitting, for concurrence,

A resolution in favor of A. B. Gullick, and

A bill to amend an act entitled "An act in relation to punishments."

Mr. Estes, from the Committee on Finance, to whom was referred a bill in favor of John L. Wood, Sheriff of Pasquotank, reported a substitute for the same.

Which was subsequently, under a suspension of the rules, taken up,

Adopted and passed its final reading.

Mr. Seymour, from the Judiciary Committee, to whom was referred a bill to legalize certain official acts of the Chairmen of the late County Courts, reported the same unfavorably.

Mr. Seymour, from the same Committee, reported unfavorably upon a bill to provide for the exemption of real and personal property against judgments in all cases.

Mr. Dixon, from the Committee on Claims, to whom was referred a bill in favor of Wm. Thompson and others, reported the same favorably.

On motion of Mr. French,

The Speaker was authorized to increase the Committee on Immigration from five to seven.

Mr. Sinclair introduced

A resolution concerning the Secretary of State, which was subsequently

Adopted under suspension of the rules.

Mr. Green introduced

A resolution in favor of M. B. Howell.

Referred to the Committee on Claims.

Mr. Malone introduced

A resolution in regard to the co-operation of the States of North Carolina and Tennessee in certain Rail Road enterprises.

Laid over.

On motion of Mr. Snipes,

The rules were suspended, and a bill to incorporate the North Carolina Land and Lumber Company was taken up, and being amended,

On motion of Mr. Snipes, by the addition of the words:

"*Provided*, That no portion of this bill shall be so construed as to give the Company banking privileges,"

Passed its third reading.

Mr. High introduced,

A bill to incorporate Lebanon Lodge, No. 207, of A. Y. M., in the County of Columbus.

Referred to Committee on Corporations.

Mr. Humphries introduced

A bill to incorporate Atlantic Lodge, No. 238, of A. Y. M., in Currituck County.

Same reference.

Mr. Stilley introduced

A bill to provide for the registration of voters.

Referred to Judiciary Committee.

Mr. Matheson introduced

A bill to incorporate Lee Lodge, No. 253, of A. Y. M., in the Town of Taylorsville.

Mr. Whitley, from the Committee on Corporations, reported favorably on all the bills for the incorporation of Masonic Lodges which had been referred to said Committee.

Under a suspension of the rules, the following named bills were taken up and finally passed:

A bill to incorporate Dunn's Rock Lodge.

A bill to incorporate Carolina Lodge.

A bill to incorporate Mt. Olive Lodge.

A bill to incorporate Kilwinning Lodge.

A bill to amend the charter of the Caldwell and Watauga Turnpike Company, on third reading, was,

On motion of Mr. Vest,

Made Special for Monday next, at 12 o'clock.

A bill to amend section 473, chapter 10 of Code of Civil Procedure

Passed its second reading.

Mr. Hendricks introduced

A bill to incorporate Jonesville Lodge, No. 229, in Yadkin County.

Laid over.

On motion of Mr. Estes,

A bill to amend an act entitled "An act to establish the rate of interest and repeal chapter 114 of Revised Code," and,

A bill to establish the rate of interest in this State, were,

Made Special for Wednesday next, at 11½ o'clock.

On motion of Mr. Pou,

A bill to regulate the sale of State bonds by officers or agents of Rail Road Companies was

Ordered to be printed and made Special for Tuesday next, at 12 o'clock.

On motion of Mr. Vest,

A bill to change the time of paying State and County taxes was

Indefinitely postponed.

A bill to repeal an act providing for furnishing the Executive Mansion

Passed second reading.

A bill to authorize W. D. Justus, former Sheriff of Henderson County, to collect arrears of taxes for the year 1866 and 1867,

Passed its third reading.

On motion of Mr. Laflin,

The rules were suspended, and a resolution in reference to Special Clerks in the office of the Secretary of State was taken up.

Mr. Seymour moved to amend the same by inserting after the words "six hundred and fifty-four dollars" the words "and fifty cents," when,

On motion of Mr Harris, of Wake,

The House adjourned to meet at 11 o'clock on Friday.

FRIDAY, December 11th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Smith, of Martin.

According to resolution authorizing the Speaker to appoint a Special Committee of four, to whom should be referred all

bills pertaining to changes in Judicial Circuits, the following named gentlemen were announced as a Committee:

Messrs. Malone, Justice, Justus, Smith of Alleghany and Candler.

Mr. McCanless was added to the Committee on Immigration.

Mr. Smith, of Wayne, introduced

A resolution instructing the Judiciary Committee.

Laid over.

Mr. Malone introduced

A bill making the obtaining of goods under false pretenses a high misdemeanor.

Referred to the Judiciary Committee.

Mr. Hicks introduced

A bill to give Clay County the benefit of her own bonds.

Mr. Leary introduced

A bill to authorize and empower R. W. Hardie, late Sheriff of Cumberland County, to collect arrears of taxes for 1866 and 1867.

Laid over.

Mr. Harris, of Wake, introduced

A bill for the protection of mechanics and other laborers.

Ordered to be printed and referred to Committee on Agriculture, Mechanics and Mining.

Mr. Pearson introduced

A bill to define the liability of borrowers of Confederate currency in certain cases.

Referred to the Judiciary Committee.

Mr. Dixon introduced

A resolution in favor of the Sheriff and Register of Greene County.

Referred to the Finance Committee.

Mr. Leary introduced

A bill to regulate fishing on the Cape Fear River.

Laid over.

A communication was received from the Secretary of State

in response to a resolution of inquiry concerning the disposal of the printed copies of the Code of Civil Procedure.

On motion of Mr. Stilley,

The Speaker was authorized to raise a Committee of three to investigate the matter.

The hour for the Special Order having arrived, the same was taken up, it being

A bill to provide for the collection of taxes by the State and by the several Counties of the State on property, polls and income.

Mr. Estes, for the Finance Committee, submitted amendments to section 5, 16 and 20, and offered an additional section, as section 39.

On motion of Mr. Durham,

The amendments, with the bill, were ordered to be printed and made Special for Monday at 11½ o'clock.

A message was received from the Governor, transmitting

A communication from the Public Treasurer in relation to the financial condition of the Treasury, accompanied by a bill entitled "A bill to authorize the Treasurer to supply a temporary deficit in the Treasury."

Ordered to be printed and referred to the Committee on Finance.

A communication was received from the Code Commission, transmitting for consideration

A bill to amend chapter 40 of the Revised Code respecting the draining of lowlands.

Ordered to be printed and referred to Committee on Corporations.

Mr. Pou introduced

A resolution concerning the Code Commission.

Laid over.

Mr. Argo introduced

A resolution providing for the holding of evening sessions at 3½ o'clock on and after Monday next.

Mr. Pou moved to amend the resolution by striking out "$3\frac{1}{2}$" and inserting "$7\frac{1}{2}$."

Mr. Argo accepted the amendment, when

Mr. Malone moved to lay the resolution on the table.

On this motion

Mr. Estes called for the yeas and nays.

The call being sustained,

The vote resulted in a tie.

The Speaker ordered his vote to be recorded in the negative, by which vote the motion to table was lost, as follows:

Those who voted in the affirmative were:

Messrs. Armstrong, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Davis, Ellis, Ellington, Farrow, Forkner, Franklin, Gahagan, Graham, Green, Hicks, High, Hodnett, Hudgings, Jarvis, Justus of Henderson, Kelly of Moore, Kinney, Long of Richmond, Malone, McMillan, Moore, Morrill, Morris, Parker, Price, Seymour, Smith of Martin, Snipes, Stanton, Stilley, Thompson, Vest, Waldrop, Welch, Whitley, Wilkie, Williamson, Wilson and Wiswall—47.

Those who voted in the negative were:

Messrs. Speaker, Allison, Ames, Argo, Ashworth, Barnett, Barnes, Blair, Boddie, Cherry, Dixon, Downing, Estes, French, Gatling, Gunter, Harris of Franklin, Hawkins, Hayes, Hendricks, Hoffman, Horney, Humphries, Ingram, Justice of Rutherford, Laflin, Leary, Matheson, Mayo, McCanless, Mendenhall, Nicholson, Painter, Pearson, Pou, Proctor, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sykes, Vestal, White, Williams of Harnett and Williams of Sampson—48.

The question then recurring on the adoption of the resolution as amended,

Mr. Malone offered a substitute for the same, providing to meet at 10 A. M., and adjourn daily at $1\frac{1}{2}$ P. M.

And on the passage of the substitute called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Forkner, Franklin, Gahagan, Graham, Green, Hendricks, Hicks, High, Hodgin, Hodnett, Hudgings, Jarvis, Kelly of Moore, Kinney, Leary, Long of Richmond, Malone, Moore, Morrill, Morris, Nicholson, Parker, Renfrow, Robbins, Seymour, Siegrist, Smith of Alleghany, Smith of Martin, Smith of Wayne, Stanton, Stilley, Sykes, Vest, Waldrop, Welch, Whitley, Williamson, Wilson and Wiswall—46.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Ashworth, Barnett, Blair, Boddie, Bowman, Dixon, Downing, Estes, Farrow, French, Gatling, Gunter, Harris of Franklin, Hawkins, Hayes, Hinnant, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Laflin, Mayo, McCanless, Mendenhall, Pearson, Pou, Price, Proctor, Reynolds, Shaver, Snipes, Thompson, Vestal, White, Wilkie, Williams of Harnett and Williams of Sampson—42.

Mr. Estes then moved to lay the entire matter on the table,

And the motion prevailed.

On motion of Mr. Painter,

The House then adjourned to meet again at 11 o'clock Saturday.

SATURDAY, December 12th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Brooks.

In accordance with a resolution authorizing the Speaker to raise a Committee of three to investigate certain affairs in the

office of Secretary of State, the following named gentlemen were appointed:

Messrs Stilley, Hodgin and Humphries.

Mr. Malone presented

A report from the Commissioners of Caldwell County, and

Mr. Hodgin,

A report from the Commissioners of Guilford.

Both of which were referred to Committee on Counties and Townships.

A message was received from the Senate transmitting,

A bill for the relief of P. T. Massey and E. G. Hill, of the County of Johnston.

On motion, the rules were suspended, and the bill passed its several readings.

Mr. Bowman introduced

A bill to establish a Turnpike Road from the Town of Marion, in McDowell County, to Asheville, in Buncombe County.

Referred to Committee on Internal Improvements.

Mr. Sinclair, from the Committee on private bills, reported favorably on a bill to renew the charter of the Richmond Manufacturing Company.

Also, favorably on a bill to amend the charter of the Judson Female College.

Mr. Morris introduced

A resolution concerning members absent without leave.

Laid over.

On motion of Mr. Ingram,

The rules were suspended, and the bill to renew the charter of the Richmond Manufacturing Company was taken up, and the bill

Passed its final reading.

Mr. Price introduced

A resolution concerning the term of office of members of the present General Assembly.

Laid over.

Mr. Argo introduced

A resolution providing for the holding of two sessions daily, one to begin at 10 o'clock, A. M., and the other at 3½ o'clock, P. M.

Mr. Harris, of Wake, moved to amend the resolution by striking out 3½ and insert 7½.

The motion prevailed, and

The resolution, as amended was adopted.

Mr. Leary having called for the yeas and nays on the passage of the resolution, and the call having been sustained, the vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Clayton of Transylvania, Davidson, Durham, Ellis, Ellington, Estes, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Malone, Matheson, Mayo, McCanless, Mendenhall, Morrill, Pearson, Pou, Proctor, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne, Stanton, Stilley, Sykes, Thompson, Vest, White, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—65.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Cawthorn, Farrow, Forkner, Gibson, Hicks, High, Hinnant, Leary, Long of Richmond, McMillan, Parker, Price, Seymour, Short, Simonds, Waldrop and Whitley—19.

Mr. Whitley, from the Committee on Corporations, to whom was referred a bill to amend the charter of the City of Wilmington, reported the same favorably, and under suspension of the rules, the bill passed its second and third readings.

Mr. Jarvis introduced

A resolution in favor of S. H. Alexander.

Referred to Committee on Propositions and Grievances.

Mr. Leary introduced

A bill to amend the charter of the Town of Fayetteville, which

Under suspension of the rules, passed its second and third readings.

On motion of Mr. Stilley,

The rules were suspended, and a bill to incorporate the North Carolina Mutual Home Insurance Company

Passed its second and third readings.

On motion of Mr. Estes,

The vote by which the bill submitted by the Public Treasurer, to supply a temporary deficiency in the Treasury, was referred to the Finance Committee was reconsidered.

Mr. Seymour moved to amend the bill by striking out the second and third sections.

On this motion,

Mr. Estes called for the yeas and nays.

The call being sustained,

The motion to strike out prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong Ashworth, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Durham, Ellis, Ellington, Farrow, Forkner, Foster, Gahagan, Gatling, Gibson, Green, Harris of Franklin, Hawkins, Hayes, Hendricks, Hicks, High, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Moore, Kinney, Leary, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Morrill, Morris, Nicholson, Painter, Parker, Peck, Proctor, Proffitt, Renfrow, Robbins, Reynolds, Seymour, Shaver, Short, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Martin, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—85.

Those who voted in the negative were:

Messrs. Estes, French and Price—3.

The bill then passed its second reading, as amended, by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Barnett, Barnes, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Ellington, Estes, Farrow, Forkner, Foster, French, Gahagan, Gibson, Gunter, Harris of Franklin, Hayes, Hendricks, Hicks, High, Hodgin, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Mayo, McCanless, Morrill, Morris, Parker, Peck, Proctor, Proffitt, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Smith of Martin, Snipes, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, White, Whitley, Williams of Sampson, Wilson and Wiswall—62.

Those who voted in the negative were:

Messrs. Clayton of Transylvania, Hawkins, Malone, Mendenhall, Price, Shaver, Short, Smith of Alleghany, Stanton, and Williams of Harnett—10.

On motion of Mr. Estes,

The bill was then made Special for Monday at 12 o'clock.

A message was received from the Senate, transmitting for consideration the following named bills, all of which were

Referred to the Committee on Internal Improvements:

A bill to amend the charter of the Tarboro' and Williamston Rail Road Company;

A bill to amend an act entitled "An act to amend the charter of the Western Rail Road Company;"

A bill to amend an act entitled "An act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thereof," and

A bill to amend an act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thereof."

Also, a message transmitting for consideration a bill to lay off and establish a new County, to be called Dare.

Referred to Committee on Corporations.

Senate bill to incorporate the Town of Marion, in McDowell County.

Passed second reading under suspension of the rules.

By leave, Mr. Nicholson introduced

A bill to amend an act entitled "An act to incorporate the Plaster Banks and Salt Works Rail Road Company."

Referred to Committee on Internal Improvements.

On motion of Mr. Estes,

The House then adjourned.

MONDAY, December 14th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Nicholson, of the House.

A message was received from the Senate, transmitting for consideration,

A bill to divide and separate the Eastern and Western Divisions of the Wilmington, Charlotte and Rutherford Rail Road.

Referred to Committee on Internal Improvements.

Also,

A message, with information that the Senate had concurred in the passage of a bill to amend the charter of the Cheraw and Coalfields Rail Road, and in the passage of the resolution providing for the holding of two sessions per day.

Also,

A message transmitting for consideration

A bill for the relief of James Rumley, late Clerk of the County Court of Carteret; and

A resolution in relation to Banks.

A communication was received from the Governor, trans-

mitting a report from the quarantine officer at the Port of Wilmington.

Ordered to be printed.

Mr. Stilley presented

A report from the Commissioners of Beaufort County.

Referred to the Committee on Counties and Townships.

Mr. Stilley, from the Select Committee of three appointed to investigate certain affairs in the office of Secretary of State, submitted the following report:

"The Special Committee of three, to whom the enclosed report [Report from Secretary of State] was referred, have examined the law, page 210, Code of Civil Procedure, and report that, so far as the distribution of the Code, etc., has been made, said distribution has been in accordance with law."

The report was accepted and the Committee discharged.

Mr. Vest introduced

A bill in relation to the stay of executions.

Referred to Finance Committee.

Mr. Vestal introduced

A bill to provide for the Commissioners of Yadkin and Surry Counties to subscribe to the capital stock of the North-Western North Carolina Rail Road Company.

Laid over.

Mr. Graham introduced

A bill to incorporate the Swift Island Manufacturing Company.

Referred to Committee on Private Bills.

On motion of Mr. Malone,

The bill to amend the charter of the Caldwell and Watauga Turnpike Company was postponed till the second Monday in January.

On motion of Mr. Stilley,

The resolution in reference to the payment of special Clerks

in the office of Secretary of State was recommitted to the Finance Committee.

A bill to repeal an act providing for furnishing the Executive Mansion was taken up; and

The bill passed its final reading.

A bill to amend section 473, chapter 10, Code of Civil Procedure

Passed its final reading.

A bill to amend an act entitled "An act in relation to punishments" was taken up; and

On motion of Mr. Stilley,

A message was sent to the Senate proposing to raise a Committee of Conference, of three on the part of the House and two on the part of the Senate, for consideration of said bill.

The Speaker appointed on the part of the House, Messrs. Stilley, Davis and Sykes.

On motion of Mr. Stilley,

The Senate resolution in favor of Wm. Thompson and others was recommitted to the Committee on Claims.

The hour for the Special Order having arrived, it being

A bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury, the same was taken up.

Mr. Estes offered an additional section to the bill, to be entitled section second.

The amendment was adopted.

Mr. Estes then offered to amend the first section of the bill by striking out in the 5th line, the words "and other appropriations made by law;" by striking out in 6th line, the words "from time to time," and by striking out in 8th line, the words "wants of the Treasury," and inserting in lieu thereof, the words "interest due January the 1st, 1869."

Mr. Malone moved to amend the amendment by striking out in 8th and 9th lines, the words "at a rate of interest not to exceed eight per cent.," and inserting in lieu thereof, the words "at the legal rate of interest."

On this motion Mr. Malone called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Boddie, Candler, Clayton of Transylvania, Durham, Ellis, Farrow, Ferebee, Gibson, Green, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Kelly of Davie, Long of Chatham, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Welch, Williams of Harnett and Williams of Sampson—43.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carson, Carey, Davis, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hendricks, Hodgin, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Richmond, Mayo, Moring, Morrill, Morris, Pearson, Peck, Proctor, Renfrow, Robbins, Reynolds, Seymour, Short, Siegrist, Sinclair, Simonds, Snipes, Stilley, Sykes, Vest, Waldrop, White, Whitley, Wilson and Wiswall—54.

The question then recurring on the amendments offered by Mr. Estes, the same were adopted.

The bill then passed its final reading, as amended, by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Candler, Carson, Carey, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, High, Hinnant, Hodgin, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Malone, Mayo, McCanless, Mendenhall, Moring, Morrill,

Morris, Parker, Pearson, Proctor, Rea, Renfrow, Robbins, Robinson, Reynolds, Seymour, Short, Siegrist, Sinclair, Simonds, Snipes, Stanton, Stilley, Sykes, Vestal, Vest, White, Whitley, Wilson and Wiswall—70.

Those who voted in the negative were:

Messrs. Allison, Boddie, Clayton of Transylvania, Durham, Ellis, Ferebee, Gibson, Green, Hawkins, Hodnett, Humphries, Jarvis, McMillan, Moore, Nicholson, Painter, Pou, Shaver, Smith of Alleghany, Smith of Wayne, Sweat, Thompson and Williams of Harnett—23.

Mr. Estes moved to reconsider the vote just taken.

Mr. Laflin moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Laflin, from the Committee on Internal Improvements, to whom was referred a bill to amend the charter of the Williamston and Tarboro' Rail Road, reported a substitute for the same, favorably.

Also,

A bill to amend an act to incorporate the Western North Carolina Rail Road Company, with amendments, favorably.

Also,

A bill to amend the charter of the Western Rail Road Company, favorably, with amendments.

Also,

A bill to amend the charter of the Western North Carolina Rail Road Company and acts amendatory thereof, favorably.

Also,

A bill to establish a Turnpike Road from Marion, in McDowell County, to Asheville, in Buncombe County, with amendments, favorably.

Mr. Seymour moved to have these bills printed and postponed till the fifth day of January, 1869.

Mr. Laflin moved to lay this motion on the table.

Pending the discussion of which,

On motion of Mr. Malone,

The House adjourned.

EVENING SESSION.

7½ O'CLOCK, P. M.

A message was received from the Senate, asking concurrence in specified amendments to House bill to amend the charter of the Town of Fayetteville.

The amendments were concurred in.

Also,

A message transmitting for consideration

A bill to re-enact and confirm certain acts of the General Assembly authorizing the issue of State bonds to and for certain Rail Road Companies.

Ordered to be printed and referred to Committee on Internal Improvements.

Mr. Estes, by leave, introduced

A joint resolution providing for the employment of a Clerk to the Committee on Investigation of Bribery.

Laid over.

The following named bills were presented by the Code Commission:

A bill to establish a Bureau of Statistics, Agriculture and Immigration, in the office of Secretary of State;

A bill to establish the days and places of selling real and personal property under execution; and

A bill providing for laying off the Counties into Townships.

The bills were ordered to be printed and referred to Committee on Judiciary.

On motion of Mr. Seymour,

The several Rail Road bills, specified in the report from the Committee on Internal Improvements, during the morning session, were made Special for 10½ o'clock, Tuesday.

On motion of Mr. Seymour,

The House then adjourned.

TUESDAY, December 15th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Laflin, from the Committee on Internal Improvements, to whom was referred an act to divide and separate the Eastern and Western Divisions of the Wilmington, Charlotte and Rutherford Rail Road, reported the same favorably.

Mr. Pou moved to indefinitely postpone the consideration of the Rail Road bills now on the calendar.

Mr. Bowman moved to amend the motion by postponing till the second Monday in January.

On this motion Mr. French called for the yeas and nays.

The call being sustained,

The vote resulted in the adoption of the amendment.

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Clayton of Transylvania, Downing, Durham, Ellis, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hendricks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore, Nicholson, Parker, Pou, Proffitt, Seymour, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilly, Sweat, Thompson, Vestal, Vest, Waldrop, Whitley, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—61.

Those who voted in the negative were:

Messrs. Ames, Argo, Barnett, Candler, Carey, Cawthorn, Davidson, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Graham, Gunter, Harris of Wake, Hayes, Hudgings, Laflin, Mayo, Moring, Morrill, Morris, Pearson, Peck, Price, Proctor, Renfrow, Robbins, Robinson, Reynolds,

Short, Sinclair, Simonds, Sykes, Welch, White, Williamson and Wiswall—41.

Mr. Justice moved to reconsider the vote just taken.

Mr. Durham moved to lay the motion on the table.

And the motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Clayton of Transylvania, Durham, Ellis, Ferebee, Gibson, Green, Hawkins, Hendricks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moring, Moore, Nicholson, Painter, Parker, Proffitt, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—61.

Those who voted in the negative were:

Messrs. Ames, Argo, Barnett, Candler, Carey, Davidson, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Graham, Gunter, Harris of Wake, Hayes, Hicks, Hudgings, Laflin, Mayo, Morrill, Morris, Pearson, Peck, Price, Proctor, Renfrow, Robbins, Robinson, Reynolds, Short, Sinclair, Simonds, White, Williamson and Wiswall—39.

A message was received from the Senate, transmitting for consideration of the House, the following named bills:

A bill to repeal an act entitled "An act to amend an ordinance of the Convention entitled 'An ordinance to incorporate the North Western North Carolina Rail Road Company, &c.;'"

A bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company;

A bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road;

A bill to consolidate the Atlantic and North Carolina Rail Road and the North Carolina Rail Road; and

A bill to incorporate the Silver Hill Rail Road Company.

All referred to Committee on Internal Improvements.

A message was received from the Senate, concurring in the proposition to raise a Committee of Conference on the bill in relation to punishments, and informing the House that Messrs. Winstead and Osborne had been appointed on the part of the Senate.

Mr. Whitley submitted

A report from the Commissioners of Mecklenburg.

Referred to the Committee on Counties and Townships.

Mr. Stanton introduced

A resolution in favor of D. A. Spivey, late Tax Collector of Greene County.

Adopted under a suspension of the rules.

Mr. Reynolds introduced

A resolution concerning the lands of the State.

Referred to the Committee on Education.

On motion, the House then adjourned.

EVENING SESSION.

7½ O'clock, P. M.

Mr. Humphries presented

A report from the Commissioners of Currituck County.

Referred to Committee on Counties and Townships.

Mr. Harris, from the Committee on Propositions and Grievances, reported favorably on a resolution in favor of T. H. Alexander.

Mr. Laflin, from the Committee on Internal Improvements, to whom was referred a bill to re-enact and confirm certain acts of the General Assembly, authorizing the issue of State

bonds to and for certain Rail Road Companies, and for other purposes, reported favorably on the same.

On motion of Mr. Estes,

The same was made Special for Wednesday, at 11 o'clock.

On motion of Mr. Downing,

The House then adjourned.

WEDNESDAY, December 16th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

A message was received from the Senate, transmitting for consideration of the House:

A bill to incorporate the Land and Lumber Company of North Carolina;

A bill to authorize the Commissioners of New Hanover, Rutherford, Robeson, Halifax, Union, Granville, Anson, Pasquotank, Wake, Wilkes and Cumberland Counties to issue bonds, with amendment, in which the concurrence of the House was asked;

A bill to amend the charter of the Town of Washington;

A bill concerning Entry Takers, with amendment, in which the concurrence of the House was asked; and

A resolution to raise a Joint Committee to investigate the affairs of the Bank of North Carolina.

Mr. High presented

A report of survey from the Commissioners of Columbus County.

Referred to Committee on Counties and Townships.

Mr. Jarvis presented

A report of survey from the Commissioners of Tyrrell County.

Same reference.

On motion of Mr. Jarvis.

A bill in favor of T. A. Alexander was taken up, and the same, under a suspension of the rules,

Passed its several readings.

Mr. Peck introduced

A bill to allow the Commisssioners of Edgecombe County to levy a special tax.

On motion of Mr. Candler,

A bill to amend an act ratified the 15th day of February, 1859, to regulate the sale of spirituous liquors in the Town of Asheville, was taken up, and the same, under a suspension of the rules,

Passed its several readings.

Mr. Smith, of Alleghany, introduced

A resolution concerning the boundary lines of the State.

Laid over.

Mr. McCanless presented

A petition from the citizens of Stokes County in relation to the extension of a Rail Road through that County.

Referred to Committee on Internal Improvements.

On motion of Mr. Justice, of Rutherford,

A bill to amend the charter of the Judson Female College was taken up.

The amendments offered by the Committee from which it was reported were adopted.

Mr. Clayton, of Transylvania, moved to lay the bill on the table.

Lost.

Mr. Justice, of Rutherford, offered a *proviso*, which was adopted, and

The bill, as amended, passed its final reading.

Mr. Proffitt introduced

A resolution in favor of James Byrd.

Referred to Committee on Propositions and Grievances.

The hour for the first Special Order having arrived, it being

A bill to re-enact and confirm certain acts of the General

Assembly, authorizing the issue of State bonds to and for certain Rail Road Companies, the same was taken up.

On the final passage of the bill,

Mr. Laflin called the previous question.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Blair, Candler, Carey, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Davis, Dixon, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Gatling, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hicks, Hodgin, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Mayo, Moring, Morris, Parker, Pearson, Peck, Price, Proctor, Renfrow, Robbins, Robinson, Reynolds, Short, Siegrist, Sinclair, Simonds, Snipes, Stevens, Stilley, Vestal, Vest, Waldrop, White, Wilkie, Williamson, Wilson and Wiswall—67.

Those who voted in the negative were:

Messrs. Armstrong, Barnes, Boddie, Bowman, Ellis, Ferebee, Gibson, Hawkins, High, Hinnant, Hodnett, Malone, McMillan, Mendenhall, Pou, Smith of Wayne, Sweat, Thompson, Whitley, and Williams of Harnett—20.

On motion of Mr. Harris, of Wake,

A bill for the better protection of certain debtors was taken up, and, on motion, the same was

Made Special for to-morrow at 10½ o'clock.

Mr. Parker introduced

A bill to amend chapter 4 of the Revised Code.

Referred to Judiciary Committee.

On motion of Mr. Estes,

The House then adjourned to meet at 10 o'clock Thursday.

THURSDAY, December 17th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Mayo, of the House.

Mr. Sinclair introduced

A bill for the relief of Mary Crowder.

Referred to Judiciary Committee, with instructions to report as soon as possible.

Mr. McCanless presented

A report from the Commissioners of Stokes County.

Referred to Committee on Counties and Townships.

A communication was received from the Code Commission, transmitting

A bill to amend an act entitled "An act to provide for the employment of convicts and the erection of a Penitentiary."

Ordered to be printed and referred to Judiciary Committee.

Mr. Sinclair, from the Committee on Private Bills, reported favorably on a bill to incorporate the Contentnea Manufacturing Company, and,

Under suspension of the rules, the bill passed its several readings.

Mr. Barnett, from the Committee on Corporations, to whom was referred a bill to lay off and establish a new County to be called Dare, reported back the same, asking to be discharged from its further consideration.

Mr. Justice moved to refer the bill to Committee on Counties and Townships, to report in January next.

On this motion Mr. Leary called for the yeas and nays.

The call being sustained,

The motion to refer prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Banner, Barnes, Boddie, Candler, Clayton of Transylvania, Davis, Durham, Ellis, Farrow, Ferebee, Gibson, Grier, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justice

of Rutherford, Kelly of Moore, Leary, Long of Chatham, Malone, Matheson, McMillan, Mendenhall, Moore, Nicholson, Painter, Pou, Price, Proffitt, Robinson, Shaver, Short, Sinclair, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Vest, Welch, Whitley, Williams of Harnett, Williams of Sampson—52.

Those who voted in the negative were:

Messrs. Allison, Ames, Ashworth, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Davidson, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Horney, Kinney, Mayo, Moring, Morrill, Morris, Pearson, Peck, Proctor, Renfrow, Reynolds, Seymour, Stevens, Stilley, Sykes, Waldrop, Wilkie, Williamson, Wilson and Wiswall—42.

On motion of Mr. Estes,

Senate bill to re-enact and confirm certain acts of the General Assembly authorizing the issue of State bonds to and for certain Rail Road Companies, was taken up,

And the same passed its third reading by the following vote:

Those who voted in affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Davidson, Dixon, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hoffman, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Mayo, Moring, Morrill, Morris, Pearson, Peck, Proctor, Proffitt, Renfrow, Short, Siegrist, Sinclair, Simonds, Snipes, Stevens, Stilley, Sykes, Vestal, Vest, Waldrop, Williams of Harnett, Williamson, Wilson and Wiswall—59.

Those who voted in the negative were:

Messrs. Boddie, Clayton of Transylvania, Durham, Farrow, Ferebee, Gatling, Gibson, Hawkins, High, Hinnant, Hodnett, Humphries, Malone, Moore, Painter, Parker, Pou, Robinson, Seymour, Shaver, Smith of Alleghany, Smith of Wayne,

ton, Sweat, Thompson, Welch, Whitley, Wilkie and Williams of Sampson—~~20~~ 18

Mr. Estes moved to reconsider the vote just taken.

Mr. Hayes moved to lay this motion on the table, and

The motion to table prevailed.

Special Order for 12 o'clock taken up, it being

A resolution concerning the co-operation of the States of North Carolina and Tennessee in certain Rail Road projects;

And the resolution was adopted.

A message was received from the Senate amending the bill to continue in force and renew an act entitled "An act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds."

The amendments were concurred in.

Mr. Sinclair introduced

A resolution in favor of Jesse R. Weaver, late Clerk of the County Court of Buncombe, which,

Under suspension of the rules, was adopted.

On motion of Mr. Stilley,

Senate resolution in relation to Banks was taken up,

And the same passed its final reading.

Mr. Welch introduced

A bill to amend the charter of the Jonathan's Creek and Tennessee Mountain Turnpike Company.

Referred to Committee on Corporations.

On motion of Mr. Shaver,

A bill to consolidate and amend the several acts relating to the incorporation of the Town of Salisbury was postponed till the third Monday in January.

Senate resolution in favor of J. C. Gullick was taken up and

Adopted.

A bill to incorporate Lebanon Lodge, A. Y. M., was taken up, under suspension of rules, and

Passed its final reading.

A resolution in favor of the Sheriff and Register of Greene County was taken up and

Adopted.

Mr. Stevens, from the Committee on Agriculture, &c., to whom was referred a bill for mining, manufacturing and other purposes, reported the same favorably, and,

On motion, the bill was ordered to be printed.

A message was received from the Senate, transmitting

A bill to incorporate the University Rail Road Company.

Referred to Committee on Internal Improvements.

Mr. Laflin, from the Committee on Internal Improvements, to whom was referred

A bill to incorporate the Atlantic and North Carolina and the North Carolina Rail Roads,

A bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company,

A bill to amend the charter of the Oxford branch of the Raleigh and Gaston Rail Road Company,

A bill to repeal an act entitled "An act to amend an ordinance of the Convention entitled an ordinance to incorporate the North Western North Carolina Rail Road Company," &c.,

A bill to incorporate the Silver Hill Rail Road Company, and

A bill to amend an act entitled "An act to incorporate the Plaster Banks and Salt Works Rail Road Company,

Reported back the same favorably, and, on motion, all were ordered to be printed.

Mr. Leary moved to take up the bill to incorporate the Silver Hill Rail Road Company.

The motion prevailed,

And the bill passed its several readings.

On motion of Mr. Seymour,

The House then adjourned to meet again at 10 o'clock, Friday.

FRIDAY, DECEMBER 18th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

On motion of Mr. Smith, of Wayne,

A bill to legalize certain official acts of Chairmen of the late County Courts of the State was taken up, and the same,

Under suspension of the rules, passed its several readings.

Mr. Vest introduced

A bill in relation to municipal elections, which,

Under suspension of the rules, passed its several readings.

Mr. Hodgin presented

A petition from sundry citizens of Guilford County in relation to draining lands.

Referred to Committee on Propositions and Grievances.

Mr. Moore presented

A report of survey from the Commissioners of Alamance County.

Referred to Committee on Counties and Townships.

Mr. Whitley introduced

A resolution instructing the Committee on Counties and Townships to examine the Constitution and Laws, and report what legislation is necessary to perfect their organization.

Adopted.

Mr. Wiswall introduced

A bill to incorporate the Southern Iron Works Team Road Company.

Referred to Committee on Corporations.

Mr. Sinclair introduced

A resolution for the relief of A. J. Johnson, late County Court Clerk of Onslow, which,

Under suspension of the rules, passed its several readings.

Mr. Sinclair moved to reconsider the vote by which the bill to establish and lay off a new County by the name of Dare

was referred to the Committee on Counties and Townships with instructions to report on the third Monday in January.

Mr. Davis moved to lay this motion on the table.

Lost.

Mr. Sinclair called the previous question on the motion to reconsider.

The question being, "Shall the main question be put?"

The vote was decided in the affirmative.

The question being on the motion to reconsider,

Mr. Sinclair called for the yeas and nays.

The call being sustained,

The motion to reconsider prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Blair, Carson, Carey, Crawford, Dixon, Downing, Estes, Forkner, Franklin, French, Gahagan, Graham, Gunter, Hayes, Hodgin, Horney, Hudgings, Justus of Henderson, Kinney, Mayo, Morrill, Morris, Parker, Pearson, Peck, Price, Proctor, Renfrow, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sykes, Vestal, Vest, Waldrop, Wilson and Wiswall—42.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Cawthorn, Davis, Durham, Farrow, Green, Grier, Harris of Franklin, Hicks, High, Hodnett, Humphries, Ingram, Jarvis, Kelly of Moore, Leary, Long of Chatham, McMillan, Mendenhall, Moore, Nicholson, Painter, Pou, Robinson, Shaver, Smith of Wayne, Stanton, Sweat, Thompson, Welch, Whitley, Williams of Harnett, Williams of Sampson and Williamson—36.

The question recurring on the motion to refer to the Committee on Counties and Townships, etc.,

Mr. Sinclair called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in affirmative were:

Messrs. Allison, Argo, Armstrong, Boddie, Davis, Durham, Farrow, Green, Grier, Harris of Franklin, Hicks, High, Hoff-

man, Humphries, Ingram, Jarvis, Kelly of Moore, Leary, Long of Chatham, McMillan, Mendenhall, Moore, Nicholson, Painter, Pou, Robinson, Shaver, Smith of Wayne, Stanton, Sweat, Thompson, Welch, Whitley, Williams of Harnett, Williams of Sampson and Williamson—36.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Carson, Carey, Crawford, Dixon, Downing, Estes, Forkner, Franklin, French, Gahagan, Graham, Gunter, Hayes, Hodgin, Horney, Hudgings, Justus of Henderson, Kinney, Mayo, Morrill, Morris, Pearson, Peck, Price, Proctor, Renfrow, Reynolds, Seymour, Short, Sinclair, Simonds, Stevens, Stilley, Vest, Waldrop, Wilson and Wiswall—39.

The bill then passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Blair, Carson, Carey, Crawford, Dixon, Downing, Estes, Forkner, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hinnant, Hodgin, Hoffman, Horney, Hudgings, Justus of Henderson, Kelly of Moore, Kinney, Mayo, Morrill, Morris, Parker, Pearson, Peck, Price, Proctor, Renfrow, Reynolds, Seymour, Short, Siegrist, Sinclair, Simonds, Stevens, Stilley, Vestal, Vest, Waldrop, Williamson, Wilson and Wiswall—47.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Davis, Durham, Farrow, Harris of Franklin, High, Humphries, Jarvis, Leary, McMillan, Mendenhall, Moore, Nicholson, Painter, Robinson, Stanton, Sweat, Thompson, Welch, Whitley, Williams of Harnett and Williams of Sampson—24.

On motion of Mr. Stilley, the bill was then made Special for to-morrow at 11 o'clock.

Mr. Allison presented

A report of survey from the Commissioners of Orange County.

Referred to the Committee on Counties and Townships.

Mr. Stanton presented

A report of survey from the Commissioners of Wilson County.

Same reference.

Mr. Gunter presented

A report of survey from the Commissioners of Chatham County.

Same reference.

On motion of Mr. Davis,

A resolution concerning Joel H. Davis, Sheriff of Carteret County, was taken up, and the same,

Under suspension of the rules, passed its several readings.

On motion of Mr. Hinnant,

A bill to amend an act for the relief of P. T. Massey, Clerk of the Superior Court, of Johnston County, was taken up, and the same,

Under suspension of the rules, passed its several readings.

On motion of Mr. Harris, of Wake,

A bill for the better protection of certain debtors was taken up.

Mr. Seymour offered the following as a substitute for the bill:

The General Assembly of North Carolina do enact, That any Sheriff or other officer, Deputy or Agent, who shall, under any warrant, expose to public sale, or take away so much of the property or estate of any debtor as is exempted from sale upon execution by the exemption laws in existence previous to the adoption of the present Constitution, shall be deemed guilty of a misdemeanor.

Mr. Harris moved to amend the same by adding thereto the words "and punished by not more than one hundred dollars fine or one year's imprisonment."

Mr. Seymour accepted the amendment, when,

On motion of Mr. Seymour, the House adjourned.

SATURDAY, December 19th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Nicholson, of the House.

Mr. Farrow presented

A report of survey from the Commissioners of Hyde County.

Referred to the Committee on Counties and Townships.

Mr. Leary presented

A petition from the citizens of Cumberland County praying for power to remove certain obstructions to navigation in the Cape Fear River.

Referred to Committee on Propositions and Grievances.

A resolution in favor of J. N. Fisher,

And

A bill authorizing R. W. Hardy, late Sheriff of Cumberland County, to collect arrears of taxes due for the years 1866 and 1867,

Under a suspension of the rules, passed their second and third readings.

A message was received from the Senate, transmitting for consideration of the House

A bill to repeal an act to provide for the employment of convicts and the erection of a Penitentiary; and

A resolution concerning the Penitentiary site.

Both laid over.

On motion of Mr. Stilley,

A bill to lay off and establish a new County by the name of Dare was

Made Special for 11 o'clock, January the 6th.

On motion of Mr. Downing,

The House then adjourned to meet again at 6 o'clock Monday morning.

MONDAY, December 21st, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

The Speaker appointed Messrs. Hicks and Armstrong as a Sub-Committee on Enrolled Bills.

A message was received from the Senate, with information that Messrs. Sweet and Love had been appointed as the Senate branch of the Joint Committee to meet the Tennessee delegation on Rail Road enterprises.

On motion of Mr. Hayes,

A message was sent to the Senate, with information that the House was ready to adjourn over to the 4th day of January, 1869.

A message was received from the Senate, with information that that body was also ready to adjourn as stated, when,

On motion of Mr. Allison,

The House adjourned to meet again at 12 o'clock, M., Monday, January 4th, 1869.

MONDAY, January 4th, 1869.

The House met at 12 o'clock, M.

The roll was called; and, there being no quorum present,

On motion of Mr. Downing,

The House adjourned to meet again at 11 o'clock, Tuesday.

TUESDAY, January 5th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Franklin, of the House.

The roll was called, and a quorum found present.

A message was ordered to be sent to the Senate, informing that body that the House was fully re-organized and ready for the transaction of business.

Mr. Laflin arose and announced to the House the death of Hon. Richard Short, member from the County of Pitt.

After the usual eulogies of the occasion,

Mr. Laflin offered the following resolutions:

Whereas, This body has learned with deep regret of the sudden demise of the Hon. Richard Short, member from the County of Pitt; therefore,

Be it Resolved, That we tender to his family and friends our heartfelt sympathy in this their hour of affliction.

Be it further Resolved, That the House wear the usual badge of mourning for thirty days.

Be it further Resolved, That a copy of these resolutions be sent, by the Speaker of the House, to his wife and family.

In accordance with the usual custom,

The House then adjourned, to meet again on Wednesday at 10 o'clock.

WEDNESDAY, January 6th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Atkinson, of the City.

Messrs Boddie, Proffitt, Dixon, Long of Richmond, Blair,

Davidson, Bowman, Barnes, Downing, Clayton of Transylvania, Vestal and Welch presented reports of survey from the Commissioners of their respective Counties.

All of which were referred to the Committee on Counties and Townships.

On motion of Mr. Sinclair,

The Speaker was authorized to appoint a Committee of three to inform the Senate of the death of Hon. Richard Short, and lay before that body the resolutions adopted by the House. And

The Speaker appointed

Messrs. Sinclair, Downing and Argo.

Mr. Estes presented a memorial from the Chamber of Commerce of Wilmington.

Laid over.

Mr. Welch introduced

A resolution in favor of A. J. Murray, Sheriff of Haywood County; which

Under a suspension of the rules, passed its second and third readings.

A message was received from the Governor, transmitting the report of the State Auditor for the fiscal year, ending September 30th, 1868.

Ordered printed.

Also,

The following message from the Governor, transmitting the annexed communication from Hon. D. A. Jenkins, Public Treasurer:

EXECUTIVE DEPARTMENT OF N. C.,
RALEIGH, January 6th, 1869.

To the Honorable the General Assembly of North Carolina:

GENTLEMEN:—I beg leave to lay before you a report from the Public Treasurer, showing the present condition of the

Public Treasury. I earnestly recommend that the General Assembly immediately adopt the necessary measures to meet the interest on the public debt, and to provide for the current expenses of the State Government. I have full confidence in the ability of the Public Treasurer, and trust that the General Assembly will give to his recommendations and views the consideration to which they are justly entitled. The credit of the State is of paramount importance. It should be maintained at whatever sacrifice. In no other way can our good name be preserved untarnished; in no other way can we hope to prosecute those works of internal improvement on which it is believed our prosperity in the future materially depends.

I trust that it may be the pleasure of the General Assembly at once to pass a revenue bill which will enable the Treasurer to meet the January interest now due, and also provide for the interest falling due during the present year, as well as for the ordinary expenses of the Government. The people of the State must expect, from the condition in which they find themselves, to contribute liberally in taxes to the Public Treasury. I have no doubt, from my knowledge of their character, that they will do this cheerfully and promptly, inasmuch as it is indispensable to maintain the plighted faith of the State, and to render effective such measures as may be adopted to develop our great natural resources.

I have the honor to be, gentlemen,

Very respectfully,

Your obedient Servant,

W. W. HOLDEN,

Governor.

STATE OF NORTH CAROLINA,
TREASURY DEPARTMENT,
January 5th, 1869.

To the General Assembly of North Carolina:

I beg leave again respectfully to call your attention to the financial condition of the State.

It is with the deepest pain that I am compelled to report that it was found utterly impossible to raise money to pay the interest on the public debt due January 1st, 1869. Every effort was made to borrow the money needed, about $305,000, both in this State and in New York, but without effect. The only power in addition to the general credit of the State given me by the General Assembly under "An act to authorize the Public Treasury to supply temporary deficiencies in the Treasury," ratified 21st December, A. D. 1868, was to pledge the same amount from the taxes first thereafter receivable. The same power was conferred under "An act provide for the payment of the interest of the lawful debt of the State," ratified 19th August, 1868. I could not induce capitalists to consider this pledge sufficient, because no tax bill has been passed adevuate to the emergency. The Revenue act now in force is only calculated to produce about $300,000. As of course the State Government must be supported requiring more than this amount, it is abundantly evident that the security of taxes to be received under this act is very meager, and capitalists so believing refused to advance their funds.

It will be remembered that immediately on the opening of the late session of the General Assembly, I made a full statement of our finances, and I then urged the immediate passage of a Revenue act which would certainly net an amount sufficient to meet the expense of the State Government and pay the interest on the public debt. I used this language: "It is impossible to restore the credit of the State except by raising

the necessary funds by taxation. It is altogether practicable to borrow money in anticipation of taxes to be repaid when the same shall be collected, but it is idle to dream of elevating North Carolina to her once eminent position of financial credit without putting our hands into our pockets and providing for the annual expenses for interest as well as supporting the State Government by promptly paying them in cash."

In the above paragraph I averred the practicability of borrowing money in advance of taxes, *provided a sufficient levy should be made.* I also urged the expediency of the prompt passage of such a bill. A few days thereafter, on the 28th day of November, 1868, I reported such a bill and recommended its immediate consideration. This bill, while framed to carry out the provisions of the Constitution requiring the taxation of all real and personal property according to value, also was designed to fairly rate incomes, privileges and licenses, as the Constitution permits. Doubtless the bill has defects, but its prompt consideration with the view of removing such defects, and the passage of that or a similar one, would have enabled me to have avoided the great evil of not paying the January interest.

Finding that it was unlikely that my recommendations would be carried into effect in season, I found it necessary again to communicate with the Assembly. I made a frank statement of the condition of affairs. Owing to causes which all understand, we cannot borrow money at par at the commercial centers without a pledge of collaterals. In my report in November last, I proposed that coupon bonds of the State payable to bearer should be authorized to be kept in the Treasury, and used as collaterals whenever temporary loans should be needed. But an assault was afterwards made upon the bonds issued under authority of a law passed in August last for the benefit of the Chatham Rail Road, on the ground that they were unconstitutional. This assault, although probably it was not so intended by the assailants, produced such a profound distrust of all issues under recent acts, that the Stock Board of New

York refused to regard as good deliveries any North Carolina bonds dated since April 1st, 1868. It was too late to prepare and issue new bonds to be used as collaterals, and then take steps to procure a revocation of this resolution of the Stock Board. Therefore, actuated by an intense anxiety to avoid the disrepute of non-payment of interest, I was forced to seek for other securities which might be available.

I was assured that money might be raised on a pledge of the interest owned by the State in various Rail Road Companies. I could not, and cannot now, see how such a transaction could inflict loss to the State *provided the General Assembly intend to pass an adequate revenue act.* Nothing is more common than to borrow money on collaterals. Indeed this has become a favorable mode of effecting temporary loans in all our commercial cities. Of course the collaterals are required to be of greater value than the amount of the loan. I was bound to assume that after the General Assembly had passed an act in August last, directing me to begin paying interest in October, and to continue thereafter without interruption, it was their *bona fide* intention to provide the necessary funds for carrying into effect such directions. And if the Revenue act reported by me, or one calculated to raise a like amount, should be passed, it is absolutely certain that I would be able to pay the sums borrowed out of the receipts from taxes. The bill recommended by me was carefully guarded to prevent loss to the State. It provided that money might be borrowed from time to time, because in the first place the interest matured from "time to time," and in the second place, if from any cause money should not be in the Treasury exactly at the maturing of any loan, sufficient to meet it, either an extension could be procured or else a loan effected with other parties on a similar pledge. All danger of loss was averted (supposing always an adequate tax bill passed) by the provision *that no sale of the stocks or bonds pledged should take place before October* 1st, 1869, *by which time all the taxes are payable.* I admit that if no Revenue act is to be passed, there is

danger under the bill of having the said interests sold, but surely I was not presumptuous in supposing such omission to be impossible.

I mention these considerations in explanation of my recommendation in regard to pledging the Rail Road interests of the State, because much sharp criticism of my action has been made. Certainly it was no part of my intention or expectation that the public property should be sacrificed or even endangered. The plan was offered in the last resort as the only means of averting a very great calamity, a still further prostration of the public credit. This evil has fallen upon us and I hope I may be pardoned for saying that unless it shall be promptly removed, abundant reproach will be heaped upon all responsible for it, and upon many who have labored to prevent it.

I therefore again respectfully but urgently press upon your attention the necessity of prompt action to begin the restoration of the public credit. Already have uncertainty and distrust been engendered in the minds of our creditors. Longer delay will render it impossible to restore their confidence. I respectfully recommend that a part, perhaps one half, of the taxes be made payable the 1st of April, a burden which can easily be borne by the people as their crops will then be sold.

In my opinion it will still be necessary to authorize me to pledge as collaterals, a part of the interests owned by the State in Rail Road corporations. If it be deemed that the powers granted me in the bill heretofore proposed were too great, let amendments be offered making such restrictions as will, in your view, guard the public interest. It is necessary not only to provide the sum sufficient to pay the January interest, but also that to become due on the 1st of April.

Money is likewise needed to carry on the State Government. It becomes my duty to inform the General Assembly that the Treasury is now nearly empty—in fact, with the exception of the sums deposited by delinquent Sheriffs to their credit, the Treasury is exhausted. Money is tight in all the financial

centers, and I must have powers adequate to the emergency, or it will be impossible to provide all necessary funds.

I have the honor to be,

Very respectfully,

Your obedient servant,

D. A. JENKINS,

Public Treasurer.

On motion of Mr. Barnett,

The communication was ordered to be printed, and

Referred to Committee on Finance.

Mr. Vest introduced

A bill concerning the Salem and High Point Plank Road.

Referred to Committee on Internal Improvements.

Mr. Malone introduced

A resolution concerning Immigration.

Laid over.

Mr. Bowman introduced

A bill to provide for a system of Public Schools.

Referred to Committee on Education.

Mr. Ragland introduced

A bill to stay certain judgements.

Ordered to be printed, and

Made Special for Friday at 12 o'clock.

Mr. McMillan introduced

A resolution authorizing the Commissioners of Duplin County to levy a special tax.

Referred to Committee on Finance.

Mr. French introduced

A bill to amend an act entitled "An act amending the charter of the City of Wilmington," which,

Under suspension of the rules, passed its several readings.

Mr. Argo introduced

A resolution to provide for the appointment of a Joint Select Committee of three on the part of the House and two on the part of the Senate to revise the Code.

Adopted under suspension of the rules.

Mr. Sinclair introduced

A resolution repealing section 5, chapter 103 of Revised Code.

Also,

A resolution authorizing the Superintendent of Public Works to place the Executive Mansion at the disposal of the Supreme Court.

Both laid over.

Mr. Bowman introduced

A resolution directing that so much of the action of the Joint Committee on Public Buildings as resulted in placing the office of the Supreme Court at the disposal of the Superintendent of Public Intruction be repealed.

On motion of Mr. Bowman,

The rules were suspended for the purpose of taking up the same.

Mr. Estes moved to amend the resolution by directing the Committee on Public Buildings to furnish rooms for the Superintendent of Public Instruction and Auditor of State.

Adopted.

Mr. Stilley moved that the Committee be instructed to report to the House their action.

The motion prevailed.

The resolution, as amended, then

Passed its second and third readings.

On motion of Mr. Argo,

The House then adjourned, to meet again at 11 o'clock, Thursday.

THURSDAY, JANUARY 7th, 1869.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shaver, of the House.

The Speaker appointed Messrs. Argo, Seymour and Bowman as a Committee, on the part of the House, to examine and revise the Code of Civil Procedure.

Messrs. Snipes, Grier, Ellington, Smith of Alleghany, Hoffman and Gilbert presented reports of survey from the Commissioners of their several Counties.

All referred to Committee on Counties and Townships.

Mr. French introduced

A resolution to raise a Joint Committee of five on the part of the House, and three on the part of the Senate, to investigate all facts connected with the purchase of the site for a Penitentiary, etc.

Adopted, under suspension of the rules.

Mr. Ragland introduced

A resolution in favor of J. I. Moore.

Referred to Committee on Propositions and Grievances.

The Speaker appointed Messrs. Bowman, Malone and Laflin as the House branch of the Committee to confer with the Tennessee delegation in relation to certain Rail Road enterprises.

Mr. Pou introduced

A resolution concerning the purchase of eight thousand acres of land by the Penitentiary Committee.

On motion of Mr. Pou,

The rules were suspended for the purpose of taking up the same.

Mr. French offered the following as a substitute for the resolution:

Resolved, the Senate concurring, That the Committee authorized to be raised to investigate the facts concerning the

Penitentiary purchase, be instructed to ascertain if there was any fraud, in any way, in connection with the purchase of the site of the Penitentiary, and to report to this Legislature; also, to ascertain whether the Committee was authorized by law to make the purchase."

The substitute was adopted, and

Passed its second and third readings.

Mr. Estes introduced

A bill to organize the Militia of North Carolina.

Referred to Committee on Militia and ordered to be printed.

On motion of Mr. Laflin,

The House then adjourned, to meet again at 11 o'clock, Friday.

FRIDAY, JANUARY 8th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Brewer, of the City.

On motion of Mr. Estes,

The rules were supended, and a resolution concerning the transaction of the regular business of the House was taken up, and the same was

Adopted.

Reports of survey from the Commissioners of New Hanover, Surry and Lenoir were received and

Referred to the Committee on Counties and Townships.

Mr. McCanless presented

A memorial from the citizens of Stokes County, petitioning the extension of a projected Rail Road by Danbury.

Referred to the Committee on Internal Improvements.

Mr. Seymour, from the Judiciary Committee, to whom was

referred a bill to modify the stay law, reported back the same unfavorably.

Mr. Harris, of Wake, from the Committee on Propositions and Grievances, to whom was referred a bill to give Clay County the benefit of her own bonds, reported back the same favorably.

Mr. Harris, from the same Committee, to whom was referred a bill to define the liability of borrowers of Confederate money in certain cases, reported back the same favorably.

A message was received from the Senate, with information that that body had tabled the House resolution proposing to raise a Joint Committee to review the Code of Civil Procedure.

Also, a message transmitting for consideration of the House

A resolution in relation to the Supreme Court chambers.

Laid over.

Mr. Painter introduced

A resolution requesting the Secretary of State to communicate with the Chairmen of County Boards in relation to Townships.

Laid over.

Mr. Gilbert introduced

A resolution concerning the Committee on Internal Improvements.

Laid over.

Mr. French introduced

A resolution authorizing the Committee on Counties and Townships to employ a Clerk.

Laid over.

Mr. Seymour introduced

A bill in relation to providing a room for the Superintendent of Public Instruction.

Laid over.

Mr. Ingram introduced

A bill to prevent the sale of property exempted by the Constitution, etc.

Ordered to be printed and referred to the Judiciary Committee with instructions to report on Monday next.

The hour for the consideration of the first Special Order having arrived, it being

A bill for the better protection of certain debtors,

Mr. Seymour moved to recommit the same to the Judiciary Committee.

On this motion,

Mr. Harris, of Wake, called for the yeas and nays.

The call being sustained,

The bill was recommitted by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Banner, Barnett, Barnes, Boddie, Candler, Carson, Carey, Clayton of Transylvania, Davidson, Dixon, Durham, Ellis, Ellington, Estes, Farrow, Ferebee, Gahagan, Gatling, Green, Hawkins, High, Hodnett, Kelly of Davie, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Proffitt, Robinson, Seymour, Shaver, Smith of Wayne, Snipes, Stanton, Stilley, Thompson, Welch, Wilkie, Wilson and Wiswall—47.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Bowman, Cawthorn, Cherry, Downing, Forkner, Franklin, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hinnant, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Mayo, Moring, Morrill, Morris, Pearson, Price, Proctor, Robbins, Reynolds, Siegrist, Sinclair, Simonds, Stevens, Vestal, Vest and Waldrop—42.

Mr. High introduced

A bill authorizing the Sheriff of Columbus County to collect arrears of taxes for the years 1866–'67 and '68.

Referred to Committee on Private Bills.

Mr. Robinson introduced

A bill to amend an act entitled "An act concerning the government of Counties."

Referred to the Judiciary Committee.

Mr. Hayes introduced

A bill for the protection of poor debtors.

Referred to Judiciary Committee.

Mr. Ames introduced

A bill for the relief of F. M. Pittman, of Lenoir, for over assessment of taxes.

Referred to Committee on Claims.

Mr. Leary introduced

A bill to establish additional regular terms of the Superior Court of Cumberland County.

Referred to the Judiciary Committee.

Mr. Gilbert introduced

A bill to amend an act entitled "An act to establish a lien in favor of builders, mechanics," etc.

Laid over.

Mr. Foster introduced

A bill to amend section 21 of chapter 46 of the Revised Code.

Referred to Judiciary Committee.

Mr. Gilbert introduced

A bill to raise revenue.

Referred to the Committee on Finance.

Mr. Malone introduced the following named bills:

A bill to allow defendants in State cases to appeal without giving security for costs on certain conditions.

Referred to Judiciary Committee.

A bill to incorporate Heibriton Lodge, in Caldwell County.

Referred to Committee on Corporations.

A bill for the relief of the Sheriff of Caldwell County.

Referred to Committee on Propositions and Grievances.

A bill to protect Sheriffs in the sale of land for the payment of taxes.

Referred to Judiciary Committee.

Mr. Hodnett introduced

A bill in relation to guardians.

Referred to the Judiciary Committee.

Mr. Peck introduced

A bill to extend the corporate limits of the Town of Tarboro'.

Referred to Committee on Corporations.

Mr. Matheson introduced

A bill for the relief of J. P. Matheson, late Sheriff of Alexander County.

Referred to Committee on Propositions and Grievances.

Mr. French introduced

A bill to incorporate the Cape Fear Insurance Company.

Referred to Committee on Private Bills.

The hour for the second Special Order having arrived, it being

A bill to stay judgments, the same was

Postponed till Tuesday next at 12½ o'clock.

Mr. French introduced, by leave,

A resolution concerning navigation on the Cape Fear River, which,

Under a suspension of the rules, was adopted.

A bill to provide for the exemption of real and personal property against judgments in all cases was taken up, and the same was

Tabled.

On motion of Mr. Jarvis,

Senate resolution in favor of the Sheriff of Tyrrell County was taken up, and the same

Passed its several readings.

On motion of Mr. Moore,

Senate bill making an appropriation for the Deaf and Dumb and Blind Asylum was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davidson, Dixon, Downing, Ellington, Ferebee, Forkner, Franklin, Gahagan,

Gibson, Gilbert, Graham, Green, Grier, Gunter, Harris of Wake, Hayes, Hicks, High, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore, Painter, Parker, Pearson, Renfrow, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Wilkie, Williams of Sampson, Williamson, Wilson and Wiswall—85.

Mr. Matheson voted in the negative.

A bill to amend the charter of the Green Swamp Company was taken up, and the same was

Made Special for Thursday next at 12 o'clock.

A bill to prevent the collection of debts contracted for slaves was taken up.

Mr. Malone moved to indefinitely postpone the same.

On this motion Mr. Cherry called for the yeas and nays.

The call being sustained,

The bill was tabled by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Barnett, Barnes, Boddie, Candler, Carson, Clayton of Transylvania, Davis, Davidson, Dixon, Durham, Ellis, Ellington, Farrow, Foster, Gahagan, Gibson, Gilbert, Hawkins, Hendricks, High, Hodnett, Hoffman, Horney, Malone, Matheson, McCanless, McMillan, Moore, Nicholson, Parker, Seymour, Shaver, Sinclair, Smith of Wayne, Stanton, Stilley, Sweat, Thompson, Vest, Welch, Wilkie and Williams of Sampson—46.

Those who voted in the negative were:

Messrs. Blair, Carey, Cawthorn, Cherry, Downing, Ferebee, Forkner, Franklin, Graham, Gunter, Harris of Wake, Hayes, Hinnant, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Laflin, Leary, Long of Chatham, Long of Richmond, Mayo, Mendenhall,

Moring, Morris, Pearson, Peck, Price, Rea, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Snipes, Stevens, Waldrop, Williamson, Wilson and Wiswall—42.

On motion of Mr. Bowman,

Mr. Stilley was added to the Committee on Education.

On motion of Mr. Stilley,

The House then adjourned to meet again at 11 o'clock Saturday.

SATURDAY, JANUARY 9th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Downing presented

A memorial from the citizens of Union County.

Laid over.

Mr. Estes presented

A petition from H. W. Reynolds.

Referred to Committee on Claims.

Mr. Ingram introduced

A resolution providing for the holding of night sessions on and after Monday the 11th instant.

Laid over.

Mr. Malone introduced

A bill to declare it a misdemeanor for any County officer to speculate in County claims.

Referred to Judiciary Committee.

Mr. Hodnett introduced

A bill to amend Title XX of the Code of Civil Procedure, which,

Under suspension of the rules, passed its second reading, and on motion, was

Ordered to be printed and referred to the Judiciary Committee with instruction to report on Tuesday.

Mr. Leary having called for the yeas and nays, on the motion to print and refer, and the call having been sustained, the vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Blair, Boddie, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Dixon, Downing, Durham, Ellis, Estes, Forkner, Foster, Gahagan, Gatling, Gibson, Graham, Grier, Harris of Franklin, Harris of Wake, Hayes, Hodnett, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Long of Chatham, Matheson, Mayo, McCanless, Mendenhall, Moring, Moore, Nicholson, Painter, Parker, Pearson, Pou, Price, Proctor, Rea, Renfrow, Robbins, Robinson, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vest, Waldrop, Welch, Wilkie, Williams of Sampson, Wilson and Wiswall—70.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Barnes, Clayton of Transylvania, Davidson, Ellington, Farrow, Ferebee, Green, Hawkins, High, Hinnant, Hoffman, Humphries, Justus of Henderson, Leary, Malone, Proffitt, Smith of Wayne and Williamson—20.

Mr. Ingram introduced

A bill authorizing the Commissioners of Anson County to levy a special tax.

Referred to Committee on Counties and Townships.

Mr. McCanless introduced

A bill for the relief of Wm. H. Gentry, Sheriff of Stokes County.

Referred to Committee on Private Bills.

Mr. Robinson introduced

A bill to authorize County Commissioners to relieve persons from the payment of a double tax in certain cases.

Referred to Judiciary Committee.

Mr. Durham introduced

A bill to amend an ordinance entitled "An ordinance to change the jurisdiction of the Courts and the rules of pleading therein," and ordinances and acts amendatory thereof.

Referred to the Judiciary Committee.

Mr. Robinson introduced

A resolution in relation to furnishing a room for the Superintendent of Public Instruction, which,

Under suspension of the rules, were adopted.

On motion of Mr. Estes,

The House agreed to make the bill to raise revenue Special for Wednesday next at one o'clock, and for every day thereafter until finally disposed of.

A bill to incorporate Jamesville Lodge, in Yadkin County, was taken from the calendar, and

Passed its second reading.

Senate bill making appropriation for the Deaf and Dumb and Blind Asylum, was taken up, and

Finally passed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davidson, Dixon, Downing, Durham, Ellis, Ellington, Estes, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gibson, Gilbert, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hicks, High, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Mendenhall, Moring, Moore, Morris, Nicholson, Parker, Pearson, Price, Proctor, Proffitt, Renfrow, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vest, Waldrop, Welch, Wilkie, Williams of Sampson, Williamson, Wilson and Wiswall—89.

Mr. Matheson voted in the negative.

A bill to incorporate Lee Lodge, in Alexander County, was taken up, and

Passed its second reading.

A bill to prohibit the distillation of grain was taken up, and the same was

Laid on the table.

On motion of Mr. Estes,

The House then adjourned to meet again at 11 o'clock, Monday.

MONDAY, JANUARY 11th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Vest presented

A report of survey from the Commissioners of Forsyth County.

Referred to the Committee on Counties and Townships.

Mr. Hendricks presented

A memorial from the citizens of Surry County.

Referred to Committee on Propositions and Grievances.

Mr. Dixon, from the Committee on Claims, to whom was referred a bill for the relief of F. M. Pittman, reported favorably on the same.

Mr. Ellington introduced

A resolution concerning the printing of bills.

Laid over.

Mr. Blair introduced

A resolution requiring the Code Commissioners to have

printed a sufficient number of bills reported by them to supply both Houses.

The resolution was adopted, under suspension of the rules.

Mr. Sinclair introduced

A bill in relation to claims.

Referred to the Judiciary Committee.

Mr. Candler introduced

A bill to change the time of holding Courts in the 12th Judicial District.

Referred to Judiciary Committee.

Mr. Harris, from the Committee on Propositions and Grievances, to whom was referred a petition from the citizens of Wake, reported a bill in favor of Mark M. Williams.

Laid over.

A bill in relation to Lake Phelps was taken up and

Passed its second reading.

A bill to incorporate Jonesville Lodge, in Yadkin County, was taken up, and

Passed its third reading.

A bill to incorporate Lee Lodge, in Alexander County, was taken up, and

Passed its third reading.

A bill to incorporate Atlantic Lodge, in Currituck County, was taken up, and

Passed its second reading.

A bill to modify the stay law was taken up the Judiciary Committee having reported back the same unfavorably.

Mr. Seymour moved that the report of the Committee be concurred in.

Mr. Ferrebee moved to postpone indefinitely; pending which,

The hour for the Special Orders having arrived, the same were taken up, they being all Rail Road bills upon the calendar.

Mr. Laflin moved to postpone all Rail Road bills, and make them Special for Tuesday, January 19th, at 12 o'clock.

Mr. Ellis moved to postpone all Rail Road bills indefinitely.

Mr. Durham raised the point of order, that the motion to indefinitely postpone could not be made upon all Rail Road bills, but that each must be taken up separately.

The Speaker decided the point of order well taken, and

The following named bills were severally taken up, Messrs. Laflin and Ellis renewing their motion upon each, the motion to indefinitely postpone being lost, and the motion to make Special for Tuesday, January 19th, at 12 o'clock, prevailing:

A bill to consolidate the Atlantic and North Carolina Rail Road and the North Carolina Rail Road Company.

A bill to amend the charter of the Oxford branch of the Raleigh and Gaston Rail Road Company.

A bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Company.

A bill to amend the charter of the Western Rail Road.

A bill to amend the charter of the Williamston and Tarboro' Rail Road Company, and

A bill to separate and divide the Eastern and Western Division of the Wilmington, Charlotte and Rutherford Rail Road.

On motion of Mr. Estes,

A substitute for the last named bill was ordered to be printed.

A bill to incorporate the North Carolina Dental Association was taken up, and on motion, the same was

Postponed until Monday, the 25th instant.

Mr. Sinclair presented

A memorial from 1,400 citizens of the State, in relation to the establishment of a new County.

Referred to the Committee on Private Bills.

On motion of Mr. Welch,

The Committee on enrolled bills were ordered to examine and report upon the enrollment of a bill to re-enact and confirm certain acts of the General Assembly authorizing the issue of State bonds to and for certain Rail Road Companies.

The Special Order having been disposed of,

The unfinished business was called up, it being

A bill to modify all stay laws.

The question recurring on the motion to indefinitely postpone,

On motion, the yeas and nays were ordered, and

The vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Blair, Boddie, Bowman, Candler, Cherry, Clayton of Transylvania, Davidson, Downing, Ellis, Ferebee, Gahagan, Gibson, Gilbert, Graham, Green, Grier, Gunter, Hawkins, Hendricks, High, Hinnant, Hodnett, Hoffman, Horney, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Leary, Long of Chatham, Long of Richmond, Malone, McMillan, Mendenhall, Moring, Moore, Nicholson, Pearson, Proctor, Proffitt, Robinson, Seymour, Shaver, Siegrist, Sinclair, Smith of Wayne, Stanton, Stevens, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, Williams of Harnett, Williams of Sampson and Wiswall—62.

Those who voted in the negative were:

Messrs. Ames, Carson, Cawthorn, Dixon, Estes, Foster, Harris of Wake, Hayes, Hudgings, Kelly of Moore, Matheson, Morris, Robbins, Simonds, Snipes, Sweat, Wilkie and Williamson—18.

A message was received from the Senate, transmitting for consideration of the House,

A bill to continue in force and amend an act entitled "An act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness;"

A bill to authorize the Commissioners of the Town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company;

A bill to incorporate Burnsville Lodge, in Yancey County,

And a resolution of Inquiry.

By leave, Mr. Robinson introduced a resolution to provide a suitable room for the State Auditor, which

Under suspension of the rules, was adopted.

On motion,

The House then adjourned to meet again at 11 o'clock, on Tuesday.

TUESDAY, January 12th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Gibson presented

A report of survey from the Commissioners of Cabarrus County.

Referred to the Committee on Counties and Townships.

Mr. Long, of Chatham, introduced

A resolution in favor of R. S. Ledbetter.

Laid over.

The Speaker appointed Messrs. Laflin, Stilley and Ingram as the House branch of the Committee on Investigation of State Bank Business.

Mr. Robinson presented

A petition from the Eastern or North Carolina Cherokee Indians, praying for such legislative enactment as will protect them in person and property.

Referred to Judiciary Committee.

The Speaker announced Messrs. Robinson, Malone, Gatling and Leary as additional to the Judiciary Committee.

Mr. McCanless presented

A petition from the citizens of Stokes County, praying for authority to raise money for the support of the poor of that County.

Referred to Finance Committee.

Mr. Seymour, from the Judiciary Committee, reported back the following named bills:

A bill to amend an ordinance entitled "An ordinance to change the jurisdiction of the Courts and the rules of pleading therein,"—favorably.

A bill to declare it a misdemeanor for any County officer to speculate in County Claims.

A bill to amend an ordinance entitled "An ordinance to change the jurisdiction of the Courts," &c.,—favorably.

A bill to prevent the sale of property under Article 10 of the Constitution, known as the homestead exemption—favorably, with amendments.

A bill for the better protection of certain debtors—favorably, with amendments.

A bill for the protection of poor debtors, without recommendation, and

A bill to provide the procedure in special proceedings generally, and in application for widows' years' support, and in dower, with amendments, favorably.

Mr. Sinclair, from the Committee on Private Bills, reported back

A bill to authorize the Sheriff of Cumberland County to collect arrears of taxes, with a substitute.

A bill to incorporate the Cape Fear Insurance Company, favorably, and

A bill for the relief of W. H. Gentry, Sheriff of Stokes County, favorably.

Mr. Laflin, from the Committee on Internal Improvements, reported back

A bill to repeal an act entitled "An act to amend an ordinance of the Constitution entitled 'an ordinance to incorporate the North-Western North Carolina Rail Road Company,'" etc., favorably, with amendments.

On motion of Mr. Laflin,

The above named bill, and a bill to incorporate the Univer-

sity Rail Road Company, were postponed until Tuesday, January 19th.

Mr. Barnett, from the Committee on Corporations, reported back

A bill to extend the corporate limits of the Town of Tarboro,' favorably, and

A bill to incorporate Heibriton Lodge, in Caldwell County, favorably.

Mr. Candler introduced

A resolution concerning the duties of Registers of Deeds and Clerks of the Superior Courts.

Laid over.

Mr. Welch introduced

A bill to incorporate Waynesville Lodge, in Haywood County.

Referred to Committee on Corporations.

Mr. Welch introduced

A bill for the relief of J. F. Hartgrove, of Haywood County.

Referred to Committee on Private Bills.

Mr. Carson introduced

A bill to incorporate Jefferson Lodge, in Ashe County.

Referred to Committee on Corporations.

Mr. Carson introduced

A bill to authorize the Sheriff of Ashe County to collect arrears of taxes.

Referred to Committee on Private Bills.

Mr. Sweat introduced

A bill to amend the law of evidence.

Referred to Judiciary Committee.

Mr. Moore introduced

A bill to authorize the Presidents of Rail Road and Navigation Companies to make the necessary transfer of individual stock sold under execution.

Referred to Judiciary Committee.

A message was received from the Senate, transmitting House bill to authorize the Commissioners of certain Counties to issue bonds, with an amendment.

Mr. Estes moved that the House do not concur in the amendment, and moved a Committee of Conference on the same.

The motion prevailed, and

The Speaker appointed on the part of the House, Messrs. French, Hayes and Ingram.

On motion of Mr. Seymour,

The bill to amend an act entitled the Code of Civil Procedure was taken up, under suspension of the rules, and the bill, with several amendments,

Passed second and third readings.

On the third passage of the bill, Mr. Stevens called for the yeas and nays.

The call having been sustained,

The vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Banner, Barnett, Barnes, Boddie, Bowman, Candler, Carson, Cherry, Clayton of Transylvania, Davis, Davidson, Durham, Ellington, Farrow, Ferebee, Forkner, French, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hodnett, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Richmond, Malone, Matheson, McCanless, McMillan, Moore, Nicholson, Peck, Ragland, Rea, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wiswall—59.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Cawthorn, Crawford, Dixon, Ellis, Foster, Franklin, Gahagan, Graham, Harris of Wake, Hayes, Hinnant, Horney, Hudgings, Kinney, Laflin, Leary, Long of Chatham, Mayo, Mendenhall, Morris, Pearson, Proctor, Proffitt, Robbins, Reynolds, Seymour, Shaver, Siegrist, Snipes,

Stevens, Stilley, Sweat, Sykes, Vest, Waldrop, Williamson and Wilson—39.

On motion of Mr. Estes,

The House then adjourned to meet again at 11 o'clock on Wednesday.

WEDNESDAY, JANUARY 13th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Royal, President of Wake Forest College.

Mr. Robinson rose to a question of privilege. In the Journal of last session, he was reported as voting in the affirmative on the resolution adopting the XIVth Constitutional amendment. He voted in the negative.

Mr. Long, of Chatham, also rose to a question of privilege. He was reported as voting against said resolution. He voted in the affirmative.

Messrs. Stilley and Farrow presented

Petitions in relation to the proposed new County of Dare.

Referred to the Committee on Counties and Townships.

Mr. French introduced

A resolution to authorize the Governor to negotiate with Congress, with a view of securing to this State the annexation of the Counties of Southampton, Isle of Wight, Nansemond, Norfolk and Princess Anne, of the Military District of Virginia, &c.

Laid over.

Mr. Malone introduced

A bill to amend section 17, chapter 62 of the Revised Code.

Referred to Judiciary Committee.

Also,

A bill requiring Judges to hold their Courts until Thursday of the second week of the Court, and for other purposes.

Same reference.

Mr. Painter introduced

A bill to provide for the election of Township officers.

Laid over.

Mr. Carson introduced

A bill to change the line between Alleghany and Surry Counties.

Laid over.

Mr. Sinclair introduced

A bill for the relief of J. A. Long, late Sheriff of Richmond County.

Referred to Committee on Private Bills.

Mr. Candler introduced

A bill to charter the Bank of Asheville, in Buncombe County.

Ordered to be printed and referred to Committee on Corporations.

On motion of Mr. Malone,

The bill to establish a Turnpike Road from Marion to Asheville, was postponed until Tuesday, the 19th instant.

The hour for the first Special Order having arrived, it being

A bill to lay off and establish a new County, to be called Dare, the same was taken up.

Mr. Stilley moved to refer the bill to the Committee on Counties and Townships.

Mr. Farrow moved to postpone the bill indefinitely;

And on this motion called for the yeas and nays.

The call being sustained,

The vote resulted in rejecting the motion as follows:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Clayton of Transylvania, Davis, Durham, Ellis, Ellington, Farrow, Ferebee, Gibson, Gilbert, Green, Grier, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hodnett, Hoffman, Hum-

phries, Jarvis, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Malone, McMillan, Moore, Nicholson, Ragland, Shaver, Smith of Alleghany, Stanton, Sweat, Thompson, Welch, Whitley and Williams of Sampson—41.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Forkner, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Horney, Hudgings, Ingram, Justus of Rutherford, Kelly of Moore, Kinney, Mayo, McCanless, Mendenhall, Morrill, Morris, Parker, Pearson, Peck, Price, Proctor, Rea, Robbins, Reynolds, Siegrist, Sinclair, Simonds, Snipes, Stilley, Sykes, Vestal, Vest, Williams of Harnett, Wilson and Wiswall—47.

The motion to refer then prevailed.

On motion of Mr. Seymour,

The rules were suspended, and

A bill to amend Title XX of the Code of Civil Procedure, and to ratify stays of execution granted by Justices of the Peace was taken up, the same having been reported from the Judiciary Committee favorably, with amendments.

The amendments were adopted, and

The bill, as amended, passed its several readings.

The hour for the second Special Order having arrived, it being

A bill to provide for the collection of taxes by the State, and by the several Counties of the State, on property, polls and income, the same was taken up.

Mr. Hodnett moved to amend section first, line seventh, by striking out the figures "1860," and inserting in lieu thereof "1868."

Mr. Malone moved to amend the amendment as follows:

"That the Commissioners of the County shall appoint two Justices of the Peace in each Township, to make the return of all the lands, in order that all the lands in the State may be returned at the same time the taxes are listed."

Mr. Estes moved to postpone the further consideration of section first until Thursday, the 14th instant, and called the previous question on this motion.

The question being, "Shall the main question be put?"

Mr. Pou called for the yeas and nays.

The call being sustained,

The House refused to sustain the call for the previous question by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Barnett, Blair, Carson, Cawthorn, Crawford, Davis, Dixon, Estes, Forkner, French, Gahagan, Graham, Gunter, Harris of Franklin, Harris of Wake, Hendricks, Ingram, Kelly of Moore, Kinney, Long of Richmond, Mayo, Robbins, Siegrist, Sinclair, Simonds, Vest and Wiswall—28.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Candler, Cherry, Clayton of Transylvania, Davidson, Durham, Ellis, Farrow, Ferebee, Franklin, Gatling, Gibson, Green, Grier, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Rutherford, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, McMillan, Mendenhall, Moore, Nicholson, Painter, Parker, Peck, Pou, Price, Proctor, Proffitt, Ragland, Robinson, Reynolds, Seymour, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Thompson, Vestal, Waldrop, Welch, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—65.

The question then recurring on the motion to postpone,

By leave, Mr. Argo offered the following as a substitute for section first:

"There shall be a valuation of all the taxable lands of the State in 1869, and annually thereafter until the valuation of 1871, and every five years thereafter; and the valuation so made shall stand during that period, unless altered as hereinafter prescribed."

Mr. Argo renewed the motion to postpone, and the same prevailed.

A message was received from the Governor, recommending Messrs. T. F. Lee and J. B. Neathery as Directors of the Deaf and Dumb and Blind Asylum.

On motion of Mr. Laflin,

The recommendation was concurred in.

A message was received from the Senate, with information that Messrs. Respass and Hayes constituted the Senate branch of the Commmittee on investigation of Banks.

Also, a message concurring in the proposition to raise a Committee of Conference on a bill to authorize certain Counties to issue bonds, and giving the names of Messrs. Osborne and Brogden as the Senate branch of the Committee.

On motion,

The House then adjourned to meet again at 10 o'clock, Thursday.

THURSDAY, JANUARY 14th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Morris, of the House.

Mr. Prffitt rose to a question of privilege. He was reported in the Journal of last session as voting to lay on the table a resolution in reference to removing the political disabilities of the citizens of this State. He voted against the motion to table.

Messrs. Smith, of Alleghany, French, Dixon and Sykes presented reports of survey from the Commissioners of their respective Counties.

Referred to Committee on Counties and Townships.

Mr. Sinclair, from the Committee on Private Bills, reported several petitions in reference to the new County of Dare.

Referred to Committee on Counties and Townships.

Mr. Hodnett introduced

A bill to repeal an act entitled "An act to incorporate the Town of Milton."

Referred to the Committee on Corporations.

Mr. Ragland introduced

A bill to amend the charter of the Town of Henderson, in Granville County.

Referred to the Committee on Corporations.

Mr. Ingram moved that, from and after Monday next, the House hold evening sessions, commencing at 7½ o'clock.

Mr. Sinclair moved to except Thursday evenings as an amendment.

Mr. Ingram accepted the amendment, and

The motion, as amended, prevailed.

A bill for the relief of the Sheriff of Columbus County was taken up under a suspension of the rules; and

A substitute for the same, offered by the Committee on Private Bills, was adopted and passed its several readings.

A bill for the relief of W. H. Gentry, Sheriff of Stokes, was taken up, under a suspension of the rules, and

Passed its several readings.

By leave, Mr. Estes moved that the Secretary of State be requested to return to the General Assembly the "Act to re-enact and confirm certain acts of the General Assembly concerning the issue of bonds to and for certain Rail Road Companies."

The motion prevailed.

Mr. Estes moved that a Joint Committee of three on the part of the House and two on the part of the Senate be appointed to investigate the matter.

Carried.

A resolution in favor of W. H. Whitley, late Sheriff of Bladen County, was taken up, under a suspension of the rules, and

Passed its several readings.

A resolution in regard to printing the laws was taken up, under a suspension of the rules.

Mr. Estes moved to amend by striking out all after the words "general laws," and inserting the words "and the Speaker shall determine what are the general laws."

The amendment was adopted, and

The resolution was adopted.

On motion of Mr. Estes,

The rules were suspended, and

A bill to provide for the collection of taxes by the State, on property, polls and incomes, was taken up.

Discussion of section 1 was resumed.

By consent, Messrs Hodnett and Malone withdrew their amendments.

The question then recurring upon the substitute offered by Mr. Argo,

The substitute was lost.

Mr. Estes then moved to amend section 1st, line 2d, by striking out 1871 and inserting 1869.

Adopted.

Mr. Estes moved that all after the word "prescribed" in 5th line be stricken out.

Adopted.

Sestion 1st, as amended, was then adopted.

Section 2d was read and adopted.

Section 3d was read.

Mr. Malone offered to amend 7th line by inserting the word "freeholders" after the word "other."

Mr. Seymour moved to amend the amendment by inserting the word "voters" in lieu of "freholders."

Both amendments being lost,

Mr. Durham moved to amend section 3 by adding the following words:

"The persons comprising the Board of valuation shall,

before entering upon their duties, be sworn to value the real estate in their Townships according to its true value in money at the time such valuation is made."

The amendment was adopted.

Mr. Whitley moved to amend line 2d, by inserting after the word "meeting," the words "after the ratification of this act."

Adopted.

Mr. Seymour moved to amend line 7th by inserting after the word "other" the word "persons."

And called for the yeas and nays on said motion.

The call being sustained,

The vote resulted in rejecting the amendment, as follows:

Those who voted in the affirmative were:

Messrs. Barnett, Blair, Carey, Cawthorn, Cherry, Crawford, Ellington, Forkner, Foster, Franklin, Gahagan, Graham, Gunter, Hendricks, Horney, Hudgings, Ingram, Kinney, Leary, Long of Richmond, Mayo, Morris, Parker, Pearson, Pou, Price, Proctor, Rea, Robbins, Seymour, Siegrist, Sinclair, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vest, Williamson and Wiswall—41.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Carson, Clayton of Transylvania, Durham, Ellis, Estes, Farrow, Ferebee, French, Gibson, Green, Grier, Hawkins, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Kelly of Davie, Long of Chatham, Malone, McMillan, Mendenhall, Moring, Moore, Morrill, Nicholson, Peck, Proffitt, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Whitley, Williams of Harnett and Williams of Sampson—45.

Mr. Stilley moved to amend section 3 by striking out all after the word "Counties" in the 6th line down to the word "whenever" in the 8th line, and inserting in lieu thereof the words "a Board of Valuation to consist of three voters, one of whom shall be a freeholder and tax list taker."

Adopted.

Mr. Stilley introduced

A resolution in favor of W. E. Benjamin.

Referred to Committee on Claims.

Mr. Durham introduced

A resolution concerning the Sheriff of Duplin County.

Laid over.

On motion of Mr. Estes,

The House then adjourned, to meet again at 10 o'clock Friday.

FRIDAY, JANUARY 15th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Franklin, of the House.

Mr. Proctor introduced

A resolution concerning the manner of introducing bills to repeal acts.

Laid over.

A report of survey from the Commissioners of Stanly County was presented and

Referred to Committee on Counties and Townships.

Mr. Long, of Chatham, introduced

A bill to make indictable language calculated to lead to a breach of the peace.

Referred to Judiciary Committee.

Mr. Harris, of Wake, introduced

A bill to grant a Town lot in the City of Raleigh, to be used for the education of children.

Referred to Committee on Propositions and Grievances.

Mr. Gibson introduced

A bill to regulate and make uniform all applications to the Legislature for the erection of new Counties.

Referred to Committee on Counties and Townships.

Mr. Sykes introduced

A bill to authorize the appointment of a Tax Collector for the County of Pasquotank.

Referred to Committee on Propositions and Grievances.

On motion of Mr. Ingram,

The rules were suspended and

A bill to prevent the sale of property exempted by the Constitution, known as the homestead exemption, was taken up.

Mr. Vest moved to amend the second section by inserting after the word "jurisdiction," in sixth line, the words: "Shall be fined one thousand dollars and imprisoned for twelve months, and if any person shall indemnify any officer to sell such property, he shall be subject to the same fine and imprisonment."

Mr. Harris, of Wake, offered the following as a substitute for the second section:

"That if any Sheriff or other officer shall, under any pretence whatever, sell any property, real or personal, exempted bp Article X of the Constitution, such officer shall be guilty of a misdemeanor, and shall be imprisoned not more than twelve months or fined not more than one thousand dollars."

Pending the question on the adoption of the amendment,

On motion of Mr. Harris,

Further consideration of the subject was postponed until 10½ o'clock Saturday.

A message was received from the Governor, transmitting

A communication embracing letters from Hon. C. L. Harris, Superintendent of Public Works, and Salmon Adams, of Richmond, Virginia, in relation to the Penitentiary site.

Ordered to be printed.

A message was received from the Senate, transmitting for consideration of the House

A bill to prevent the felling of timber in, or otherwise obstructing Rockfish Creek.

A bill to incorporate the Hebrew Benevolent Association of Charlotte;

A bill to incorporate Cobb Lodge, in Guilford County;

A bill to incorporate Beaver Dam Lodge, in Union County;

A bill to incorporate Unika Lodge, in Jackson County;

A bill making an appropriation to provide for securing the Insane Asylum against fire;

A resolution instructing the Public Treasurer, and

A resolution of instruction to the Treasurer of the State.

Mr. Leary arose to a question of privilege. He was reported in the Journal of last session as having voted to lay on the table the resolution for the removal of political disabilities. He voted against the motion to table.

On motion of Mr. Dixon,

The rules were suspended, and

A bill for the relief of F. M. Pittman was taken up, and the same

Passed its second and third readings.

Mr. Downing submitted for consideration of the House

A written proposition to purchase the Penitentiary property, including the Penitentiary site, the water-power, the eight thousand acres of land, etc.

Laid over.

On motion of Mr. Proctor,

The rules were suspended, and

A resolution concerning the manner of introducing bills to repeal acts was taken up, and the same was

Adopted.

On motion of Mr. Estes,

The rules were suspended, and

A bill to provide for the collection of taxes by the State and

by the several Counties of the State, on property, polls and income, was taken up.

Mr. Estes offered the following as a substitute for the third section:

"SEC. 3. The Commissioners of the several Counties, at a meeting to be held before the first Monday in March, in the year 1869, and in each year thereafter, shall appoint in each Township of their respective Counties, three Assessors, one of whom shall be a freeholder. They shall constitute a Board of Valuation for the Township, with a compensation of two dollars *per diem* while actually employed, and shall take oath faithfully to perform the duties of their office according to law. Whenever a legal Board of Trustees shall exist in any Township, no such appointments as are herein provided for shall be made, and the duties herein prescribed for the Assessor and his Assistants, shall be performed by said Board."

Mr. Pou moved to amend the substitute by striking out the consecutive words "one of whom shall be a freeholder. They," and inserting in lieu thereof the words "qualified to serve as a juror, who shall;"

And on this question Mr. Pou called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in affirmative were:

Messrs. Ashworth, Barnett, Barnes, Blair, Carey, Cawthorn, Cherry, Dixon, Downing, Ellington, Estes, Ferebee, Forkner, French, Gahagan, Graham, Gunter, Harris of Franklin, Harris of Wake, Hendricks, Hinnant, Hodgin, Hoffman, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, Moring, Morrill, Morris, Parker, Pearson, Pou, Price, Proctor, Ragland, Rea, Renfrow, Robbins, Robinson, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Snipes, Ste-

vens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Williamson and Wiswall—63.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Banner, Boddie, Carson, Clayton of Transylvania, Davidson, Durham, Ellis, Farrow, Foster, Gibson, Green, Grier, Hawkins, High, Hodnett, Humphries, Jarvis, Kelly of Davie, Matheson, McMillan, Mendenhall, Moore, Nicholson, Painter, Peck, Proffitt, Shaver, Smith of Alleghany, Thompson, White, Whitley, Williams of Harnett and Williams of Sampson—36.

The substitute, as amended, was adopted, and

The section, as amended, was adopted.

Section four was read.

Mr. Estes moved to amend by inserting the words "the same" after the word "leaving," in the seventh line.

Adopted.

The section, as amended was then adopted.

Section five was read.

Mr. Estes moved to amend by inserting the words "and it shall be their duty," after the word "Commissioners," in fifth line.

Adopted.

Section 6th was read and adopted.

Section 7th was read.

Mr. Estes moved to amend by striking out the words "tax list taker," in first line and inserting in lieu thereof the word "Assessors."

Adopted.

Mr. Estes moved to amend further by striking out the words "one or more of them" in 7th line and inserting in lieu thereof the words "said Board."

Adopted.

The section, as amended, was then adopted.

Section 8th was read and adopted.

Section 9th was read.

Mr. Hinnant moved to amend by adding to the section the

following words: "And where the line of any Township runs through any resident's land, the same shall be listed in the Township of such resident."

Adopted.

Mr. Durham moved to amend by striking out the word "it" in the 4th line, and inserting in lieu thereof the words "said property."

Adopted.

Section 9, as amended, was then adopted.

Section 10 was read and adopted.

Section 11 was read.

Mr. Clayton moved to amend by striking out all after the word "that" in 7th line and inserting in lieu thereof the words "he is authorized to list the same."

Adopted.

On motion of Mr. Estes,

Further consideration of the subject was then postponed until Monday night at 8½ o'clock.

By leave, Mr. Justice introduced

A resolution proposing to accept the proposal made by Mr. Downing, viz: to purchase Penitentiary site, &c.

Laid over.

By leave, Mr. French introduced

A resolution providing for the addition of seven more members to the Committee on Counties and Townships.

Adopted under suspension of the rules.

On motion of Mr. Estes,

The House then adjourned until Saturday at 10 o'clock.

SATURDAY, January 16th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Harris, from the Committee on Propositions and Grievances, to whom was referred a bill to prevent the felling of trees in the waters of Mitchell's River, and throwing other obstructions therein, and a bill to grant a town lot in the City of Raleigh to Trustees, to be used for the education of children, reported both the same favorably.

Mr. French, from the Joint Special Committee to whom was referred a bill to authorize the Counties of New Hanover, Rutherford, etc., to issue bonds, reported that in the opinion of the Committee, legislation upon the subject was unnecessary, and asked to be discharged from further consideration of the subject.

So ordered.

Mr. Jarvis introduced

A resolution in relation to the formation of new Counties.

Laid over.

Mr. French introduced

A resolution proposing to raise a Joint Committee of three on the part of the House and one on the part of the Senate to examine into the affairs and management of the Wilmington and Weldon and the North Carolina Rail Road.

Laid over.

Mr. Barnett, from the Committee on Corporations, to whom was referred a bill to incorporate the Town of Henderson, a bill to incorporate Jefferson Lodge in Jefferson, Ashe County, and a bill to incorporate Waynesville Lodge, in Waynesville, Haywood County, reported back the same favorably.

Mr. Smith, of Alleghany, introduced

A bill for the relief of the Sheriff of Alleghany County.

Referred to Committee on Private Bills.

Mr. Stilley presented

A petition from the citizens of Hyde County, in relation to the establishment of the new County of Dare.

Referred to the Committee on Counties and Townships.

The hour for the first Special Order having arrived, it being

A bill to prevent the sale of property exempted by the Constitution, known as the homestead exemption, the same was taken up.

The question being on the adoption of the amendment offered by Mr. Vest, the same was rejected.

The question then recurring on the amendment proposed by the Judiciary Committee, viz: to strike out all after the word "misdemeanor" in the second section.

Mr. Stilley called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Boddie, Carson, Carey, Clayton of Transylvania, Davidson, Dixon, Downing, Durham, Ellis, Ellington, Farrow, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gibson, Graham, Green, Grier, Harris of Franklin, Hawkins, Hendricks, High, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore, Morrill, Morris, Nicholson, Painter, Parker, Peck, Proctor, Ragland, Renfrow, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Thompson, Vestal, Waldrop, White, Whitley, Williams of Harnett, Williams of Sampson and Williamson—82.

Those who voted in the negative were:

Messrs. Blair, Cawthorn, Franklin, Harris of Wake, Kelly of Davie, Sykes and Vest—7.

The question then recurring on the substitute for the second section offered by Mr. Harris, the same was lost.

The question then recurring on the passage of the bill, as amended, on its third reading,

Mr. Ingram called the previous question on the same.

The question being

"Shall the main question be now put?"

The vote was decided in the affirmative.

Mr. Stilley called for the yeas and nays on the passage of the bill.

The call for the yeas and nays being sustained,

The bill passed its third and final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Banner, Barnett, Blair, Carey, Cherry, Clayton of Transylvania, Crawford, Downing, Durham, Ellington, Ferebee, Forkner, Foster, Franklin, French, Gatling, Graham, Green, Hendricks, Hinnant, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Mayo, McMillan, Moring, Moore, Morrill, Morris, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, White, Williams of Harnett, Williams of Sampson and Williamson—60.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Carson, Cawthorn, Davidson, Gahagan, Gibson, Grier, Hawkins, High, Horney, Leary, Matheson, Painter, Parker, Peck, Rea, Shaver, Smith of Alleghany, Smith of Wayne, Snipes and Thompson—22.

On motion of Mr. Harris, of Wake,

A bill for the better protection of certain debtors was

Made Special for Monday, at 10½ o'clock.

On motion of Mr. Estes,

The rules were suspended, and

A bill to provide for the collection of taxes by the State, and by the several Counties of the State, on property, polls and income, was taken up.

Mr. Estes offered the following as a substitute for section 11:

"SEC. 11. Every person liable to be listed within the Townships shall, within the time prescribed, give in to the assessor, on oath, all the taxable subjects for which he is liable. If the tax-payer be sick, or a female, or absent from the County, the oath may be taken before any officer qualified to administer an oath, and the list in writing must be returned to its proper assessor."

The substitute was adopted, and

The section, as amended, was adopted.

Section 12 was read.

Mr. Estes moved to amend by striking out in line first the words "so given in."

Adopted.

Mr. Foster moved to amend by inserting the word "listed" after the word "land" in fourth line.

Adopted.

Mr. Estes moved to amend by inserting the word "to" after the word "owing" in twenty-ninth line, where the word "owing" first occurs.

Adopted.

Mr. Estes moved to amend further by striking out the word "to" after the word "owing" in line twenty-nine, where the word "owing" last occurs, and inserting in lieu thereof, the word "by."

Adopted.

Mr. Argo moved to amend by inserting the word "taxable" after the word "the" in the second line, where the word "the" first occurs.

Adopted.

Mr. Estes moved to amend by striking out the words "but both sums must be set forth" in lines thirty and thirty-first.

Adopted.

Mr. Ferebee moved to amend by striking out sub-divisions eight and nine.

Adopted.

Section 12 as amended, was then adopted.

A message was received from the Senate, transmitting for consideration of the House,

A resolution concerning the payment of money to D. J. Pruyn, contractor for the erection of a Penitentiary stockade.

Also a message, transmitting for consideration of the House,

A bill to incorporate the Beaufort Harbor Steam Ferry Company of North Carolina.

A bill to transfer cases from the docket of the late Criminal Court in Craven County, to the Superior Court of the same;

A bill to protect certain citizens of North Carolina, who rented lands of the United States Treasury Agents during the late war;

A bill to amend section 18, chapter 46 of the Revised Code;

A resolution concerning produce carried on Rail Roads;

A resolution in favor of the Sheriff of Brunswick County;

And a resolution requesting the Supreme Court to give their opinion as to what constitutes a Judicial and Executive of State in the sense of the Constitutional amendment.

Also, a message with information that the Senate had laid on the table a resolution requesting the Secretary of State to return to the General Assembly an act to re-enact and confirm certain acts of the General Assembly, in relation to the issue of bonds to and for certain Rail Road Companies, and a resolution concerning the manner of introducing bills to repeal acts.

On motion of Mr. Stilley,

The House then adjourned to meet again at 10 o'clock on Monday.

MONDAY, January 18th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Stilley presented

A petition from Camden County in relation to the claims of Mr. Taylor to the contested seat now occupied by Mr. Ferebee.

Referred to the Committee on Privileges and Elections.

Mr. French introduced

A resolution providing for the appointment of a Joint Committee to take into consideration all matters in relation to the Penitentiary.

Laid over.

Mr. Ingram introduced

A bill to authorize elections in certain Towns in this State.

Referred to the Judiciary Committee.

The hour for the first Special Order having arrived, it being

A bill for the better protection of certain debtors, the same was taken up.

The question recurring on the adoption of the substitute offered by Mr. Seymour, the same was lost.

Mr. Harris, of Wake, then offered to amend the bill by the addition of four new sections, to be known as sections one, two, four and five.

The amendments were adopted, and

The bill, as amended, passed its second reading.

Mr. Estes, from the Joint Committee on Bribery and Corruption, presented

A resolution concerning W. A. Mann.

Laid over.

Mr. Estes introduced

A bill to amend an act entitled "An act to re-enact and confirm certain acts of the General Assembly authorizing the issue of State bonds to and for certain Rail Road Companies."

Laid over.

On motion of Mr. Ellis,

All bills and resolutions in relation to the Penitentiary were made Special for Tuesday at 10½ o'clock, A. M.

On motion of Mr. Harris, of Wake,

A bill to grant a lot in the City of Raleigh for the purpose of educating children, was

Referred to the Committee on Propositions and Grievances.

The hour for the second Special Order having arrived, it being

A bill for the collection of taxes by the State, etc.; the same was taken up.

On motion of Mr. Estes,

The House reconsidered the vote by which section 11 was adopted on Saturday.

Mr. Estes then offered the following as a substitute for section 11:

Sec. 11. At the time and place appointed by the assessor, the tax-payer shall attend, and the assessor shall read over to each one giving in his list all the articles and subjects of taxation, and thereupon he shall render to the assessor his list of taxables, at the same time taking the following oath:

OATH.

"You, A. B., do solemnly swear that you have rendered a true and full statement of all subjects of taxation which you, in your own right, or as agent of, or on trust for any other person, or in any other capacity, are by law required to list for taxation, according to your best knowledge, information and belief. So help you God."

The substitute was adopted, and

The section, as amended, was adopted.

On motion of Mr. Estes, section 14 was added to section 13.

Mr. Proctor moved to amend section 14, line 22, by striking

out the word "one" and inserting in lieu thereof the word "three."

And on the adoption of the amendment called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Banner, Barnes, Boddie, Carson, Carey, Cherry, Clayton of Transylvania, Davidson, Durham, Ellis, Ellington, Ferebee, Gibson, Graham, Green, Harris of Franklin, Hawkins, Hendricks, Hinnant, Hodnett, Horney, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Matheson, McCanless, McMillan, Mendenhall, Moore, Morris, Nicholson, Painter, Proctor, Proffitt, Ragland, Rea, Renfrow, Robinson, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Stevens, Stilley, Sykes, Vestal and White—56.

Those who voted in the negative were:

Messrs. Ashworth, Barnett, Blair, Downing, Estes, Forkner, French, Gahagan, Gatling, Grier, High, Hodgin, Hoffman, Hudgings, Ingram, Mayo, Morrill, Parker, Pou, Price, Robbins, Snipes, Sweat, Thompson, Vest, Waldrop, Whitley, Williams of Harnett, Williams of Sampson and Wiswall—30.

Mr. Argo moved to reconsider the vote just taken.

Mr. Sinclair moved to lay the motion on the table.

On the motion to table,

Mr. Estes called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Banner, Barnes, Boddie, Carey, Clayton of Transylvania, Durham, Ellis, Ellington, Ferebee, Gibson, Graham, Green, Harris of Franklin, Hawkins, Hendricks, Hinnant, Hodnett, Humphries, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond,

McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Proctor, Proffitt, Ragland, Rea, Renfrow, Robinson, Shaver, Sinclair, Simonds, Smith of Alleghany, Stevens and Sykes—44.

Those who voted in the negative were:

Messrs. Ashworth, Barnett, Blair, Carson, Crawford, Davidson, Dixon, Downing, Estes, Forkner, French, Gahagan, Grier, High, Hodgin, Hoffman, Hudgings, Ingram, Justus of Henderson, Mayo, Morrill, Morris, Parker, Pou, Price, Robbins, Reynolds, Siegrist, Snipes, Stilley, Sweat, Thompson, Vest, Waldrop, Whitley, Williams of Sampson and Wiswall—37.

Mr. Justice moved to reconsider the vote by which the motion to reconsider was laid on the table; pending which,

In pursuance to a resolution adopted by the House,

The Speaker added the names of seven more members to the Committee on Counties and Townships, viz: Messrs. Stilley, Peck, Sinclair, Forkner, Ashworth, Shaver and Robinson.

On motion of Mr. Vest,

The House adjourned, to meet again at 10 o'clock Tuesday.

TUESDAY, January 19th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Franklin, of the House.

Mr. French, from the Committee on Counties and Townships, to whom was referred a bill to change the County lines between the Counties of Alleghany and Surry, reported back the same favorably.

Mr. French introduced

A resolution authorizing the Public Treasurer to use cer-

tain money for the payment of the *per diem* of members of the Legislature, etc.

Adopted under suspension of the rules.

Mr. French introduced

A resolution concerning Wm. A. Mann.

Adopted under suspension of the rules.

Mr. Leary introduced

A bill to amend the charter of the Union Manufacturing Company, in the Town of Fayetteville.

Referred to the Committee on Corporations.

Mr. Estes presented

A communication from Wm. F. Beasley in relation to the economical production of sorghum;

And moved that the Speaker be authorized to appoint a Committee of three, to be joined by a Committee of two on the part of the Senate, to investigate the merits of the invention alluded to in the letter from Mr. Beasley.

The motion prevailed.

On motion of Mr. Seymour,

A bill to transfer cases from the docket of the late Criminal Court in Craven County to the Superior Court of the same was taken up; and

Under suspension of the rules, the bill passed its several readings.

Mr. Malone introduced

A bill to make all summons returnable to the regular term of the Court.

Referred to Judiciary Committee.

Mr. Justice introduced

A bill to pay the present indebtedness of the State, and to raise a sufficient sum to complete the Rail Roads now in progress of construction, without taxation.

Ordered to be printed.

On motion of Mr. Estes,

The rules were suspended, and a bill to provide for the col-

lection of taxes by the State, and by the several Counties of the State, etc., was taken up.

The question recurring on the motion to reconsider the vote, by which the motion to reconsider was laid on the table, the same was lost.

Mr. Estes then moved to amend section 14 by striking out all after the enacting clause.

On this motion Mr. Proctor called for the yeas and nays.

The call being sustained,

The vote resulted in the affirmative as follows:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carson, Carey, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Gunter, Harris of Wake, Hayes, High, Hodgin, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Mayo, Morrill, Morris, Parker, Pou, Rea, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, White, Whitley, Wilson and Wiswall—60.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Bowman, Candler, Cawthorn, Cherry, Durham, Ellis, Ellington, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hendricks, Hinnant, Hodnett, Humphries, Long of Chatham, Malone, McCanless, McMillan, Moring, Moore, Nicholson, Proctor, Proffitt, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Welch, Williams of Harnett and Williams of Sampson—38.

Mr. Estes then offered a substitute for the section, which being read,

Mr. Ferebee moved to amend the substitute by striking out the word "two" and inserting in lieu thereof the word "three,"

And called for the yeas and nays on the adoption of the amendment.

The call being sustained,

The amendment was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Boddie, Bowman, Candler, Cawthorn, Cherry, Durham, Ellis, Ellington, Ferebee, Gibson, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, McCanless, McMillan, Mendenhall, Moore, Nicholson, Proctor, Proffitt, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Stanton, Vestal, Welch, Williams of Harnett and Williams of Sampson—46.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carson, Carey, Clayton of Transylvania, Crawford, Davidson, Dixon, Downing, Estes, Farrow, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Grier, Harris of Wake, Hayes, High, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Matheson, Mayo, Moring, Morrill, Morris, Parker, Peck, Price, Rea, Robbins, Seymour, Sinclair, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Thompson, Vest, Waldrop, White, Whitley, Wilkie, Wilson and Wiswall—60.

The substitute was then adopted.

And the section, as amended, was adopted.

Section 15 was read and adopted.

Section 16 was read.

Mr. Estes moved to amend by striking out all from the word "value" in the 7th line to the word "In" in the 11th line.

Adopted.

Mr. Estes moved to amend further by inserting the words "in money" after the word "value" in the 3d line.

Adopted.

Mr. Estes moved to amend further by inserting after the word "made," in the 25th line, the words "to bind over the

offender to appear at the next term of Superior Court of the County, and."

Adopted.

Section 16, as amended, was then adopted.

Section 17 was read and adopted.

On motion of Mr. Estes,

The vote adopting section 17 was reconsidered.

Mr. Estes then moved to strike out the word "the" in the 6th line, and insert in lieu thereof the words "their use."

Adopted.

Mr. Estes moved to amend further by striking out the word "fifteen" in 3d and 4th lines, and inserting in lieu thereof the word "ten."

Adopted.

Mr. McMillan moved to amend by striking out in 4th and 5th lines the words "together with the lists taken by him."

Adopted.

The section, as amended, was then adopted.

Section 18 was read.

Mr. Estes moved to amend by striking out the words "first Monday in June," and inserting "third Monday in May."

Adopted.

Mr. Estes moved to amend further by inserting after the word "possible" in the 12th line the words "they shall have power to raise the valuation upon such property as they may deem unreasonably low."

Adopted.

Mr. Parker moved to amend by inserting after the word "and" the words "without satisfactory excuse."

Adopted.

The section, as amended, was then adopted.

Section 19 was read and adopted.

Mr. Laflin moved to postpone further action on the bill under consideration until 8 o'clock P. M.

The motion prevailed.

Mr. Laflin then moved that all Rail Road bills which had

been postponed until this day, be made Special, according to the manner in which they were postponed, for the hour of 11 o'clock each day until they were finally disposed of, excepting night sessions.

The motion prevailed.

The first bill in order being

A bill to consolidate the Atlantic and North Carolina and the North Carolina Rail Roads, the same was taken up.

The question being on the passage of the bill on its second reading,

Mr. Durham offered to amend by adding thereto another section, to be titled "section 6."

The amendment was adopted.

Mr. Hayes moved to indefinitely postpone the bill under consideration.

Pending which motion,

On motion of Mr. Sinclair,

The House adjourned to meet again at 7½ o'clock, P. M.

EVENING SESSION.

7½ O'Clock, P. M.

A message was received from the Senate, with information that Messrs. Lassiter and Osborne had been appointed as the Senate branch of the Joint Committee to investigate the merits of the invention for the economical production of sorghum, etc.

The Speaker appointed on the part of the House, Messrs. Bowman, Hodgin and Jarvis, and ordered the Senate to be so informed.

A message was received from the Senate, accompanied by

amendments to a bill authorizing W. D. Justus, former Sheriff of Henderson County, to collect arrears of taxes for the years 1866 and 1867.

The House concurred in the amendments.

On motion of Mr. Estes,

The rules were suspended, and

The bill to provide for the collection of taxes, etc., was taken up.

Section 20 was read.

Mr. Estes moved to strike out in line 25th, the words "twenty-five" and insert in lieu thereof the word "ten."

Adopted.

The section, as amended, was then adopted.

Sections 21 and 22 were read and adopted; section 21 being amended, on motion of Mr. Argo, by inserting in line 8, after the word "chargeable" the words "unless satisfactory excuse therefor be rendered."

Section 23 was read.

Mr. Estes moved to amend by striking out the words "first day of July" and inserting in lieu thereof the words "third Monday in June."

Adopted.

The section, as amended, was then adopted.

Sections 24, 25 and 26 were read and adopted.

Section 27 was read.

Mr. Estes moved to amend by striking out the word "November" in the 3d line and inserting in lieu thereof the word "October."

Adopted.

Mr. Welch moved to amend by inserting in 5th line, between the words "attend" and "one," the words "at least."

Adopted.

The section, as amended, was adopted.

Section 28 was read.

Mr. Estes offered a substitute for the same, which was adopted.

The section, as amended, was adopted.

Sections 29 and 30 were read and adopted.

Section 31 was read.

Mr. Estes offered a substitute for the same, which was adopted.

The section, as amended, was adopted.

Sections 32, 33, 34, 35, 36, 37, 38 and 39 were read and adopted.

On motion of Mr. Estes, section 40 was stricken out.

The final section was then read and adopted.

On motion of Mr. Estes,

Further consideration of the bill was then postponed until eight o'clock Wednesday night.

On motion of Mr. Sinclair,

Senate resolution in favor of the Sheriff of Brunswick County was referred to the Committee on Private Bills.

On motion of Mr. Sinclair,

A resolution concerning H. M. Waugh was taken up, under suspension of the rules, and adopted.

On motion of Mr. Harris, of Wake,

A bill for the better protection of certain debtors was taken up, under suspension of the rules.

Mr. Malone moved to amend by striking out all after the word "misdemeanor" in the third section.

Adopted.

Mr. Malone moved to amend further by striking out section 2.

Adopted.

The bill, as amended, then passed its final reading.

On motion of Mr. Vest,

The House then adjourned, to meet again at 10 o'clock, Wednesday.

WEDNESDAY, January 20th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Proctor introduced

A resolution concerning the Rules of Order.

Laid over.

On motion of Mr. Leary,

The rules were suspended, and

A bill to amend the charter of the Union Manufacturing Company was taken up, and the same

Passed its several readings.

Mr. Jarvis introduced

A resolution in favor of T. C. Humphries.

Laid over.

Mr. French introduced

A resolution concerning the Supreme Court.

Adopted under suspension of the rules.

On motion of Mr. Vest,

A bill in relation to the Salem and High Point Plank Road was taken up, and the same, with a slight amendment,

Passed its several readings under suspension of the rules.

Mr. Estes introduced

A bill to incorporate the North Carolina Land and Immigration Company.

Referred to Committee on Corporations.

On motion of Mr. Estes,

Senate resolution to provide for payment of expenses of certain witnesses was taken up, and,

Under suspension of the rules, the same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Barnett, Boddie, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davidson, Dixon, Downing, Ellis, Ellington, Estes, Farrow, Ferebee, Forkner, Foster,

Gahagan, Gibson, Gilbert, Green, Grier, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mendenhall, Moring, Moore, Morrill, Morris, Nicholson, Painter, Parker, Pou, Proffitt, Robbins, Robinson, Reynolds, Seymour, Shaver, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Sampson, Wilson and Wiswall—78.

Those who voted in the negative were:

Messrs. Blair, Franklin and Justice of Rutherford—3.

Mr. Bowman introduced

A bill to re-establish burnt records.

Ordered to be printed.

On motion of Mr. Sinclair,

The rules were suspended, and

A bill in favor of the Sheriff of Buncombe County was taken up, and the same

Passed its final reading.

A resolution concerning immigration was taken from the calendar and

Ordered to be printed.

Mr. Davidson introduced

A bill to amend the charter of the Town of Statesville.

Referred to Committee on Corporations.

A message was received from the Senate, transmitting for concurrence a bill to create a mechanics' and laborers' lien law.

On motion,

The bill to consolidate the Atlantic and North Carolina and the North Carolina Rail Roads was taken up.

The question being on the motion to indefinitely postpone,

Mr. Seymour called for the yeas and nays.

The call being sustained,

The House refused to indefinitely postpone by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davis, Davidson, Dixon, Durham, Ellis, Ellington, Estes, Ferebee, Forkner, French, Gahagan, Gatling, Gibson, Gilbert, Green, Grier, Gunter, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Moore, Morris, Nicholson, Painter, Parker, Pou, Price, Proffitt, Robbins, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett and Wilson—82.

Those who voted in the negative were:

Messrs. Blair, Foster, Franklin, Graham, Harris of Franklin, Hayes, Hodgin, Hoffman, Mendenhall, Moring, Proctor, Rentrow, Williamson and Wiswall—14.

Mr. French moved to amend section 2, line 2d, by inserting after the word "stock," the words "belonging to the private stockholders," and by inserting in line 4th, after the word "value," the words "of the stock of the private stockholders."

Mr. Durham offered a substitute for the amendment;

Upon which,

Mr. Laflin called the previous question.

The question being:

"Shall the main question be now put?"

The vote was decided in the affirmative.

The question recurred on the adoption of the substitute.

Mr. Leary called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Candler, Carey, Cherry, Clayton of Transylvania, Davis, Davidson, Dixon, Durham, Farrow, Ferebee, Gahagan, Gibson, Gilbert, Green, Grier, Hawkins, Hendricks, Hicks, High, Hodnett, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Richmond, Malone, Matheson, Moore, Morris, Nicholson, Painter, Parker, Peck, Price, Proffitt, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Snipes, Stevens, Sweat, Thompson, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—64.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Blair, Carson, Cawthorn, Downing, Ellis, Ellington, Estes, Forkner, Graham, Gunter, Harris of Franklin, Hayes, Hinnant, Hodgin, Hoffman, Horney, Jarvis, Kinney, Long of Chatham, Mayo, McCanless, Mendenhall, Moring, Morrill, Pou, Proctor, Ragland, Rea, Renfrow, Robbins, Robinson, Sinclair, Stanton, Williamson and Wiswall—37.

The question then being on the amendment, as amended, the same was

Adopted.

The question then recurring on the passage of the bill on its second reading,

Mr. Seymour called for the yeas and nays.

The call being sustained,

The bill passed second reading by the following vote:

Those who voted in the affirmative were:

Messrs Allison, Ames, Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cherry, Clayton of Transylvania, Davis, Davidson, Dixon, Durham, Ellington, Estes, Farrow, French, Gahagan, Gatling, Gibson, Gilbert, Green, Grier, Hawkins, Hicks, High, Hodnett, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Malone, Mayo, McCanless, Morrill, Morris, Nicholson,

Painter, Parker, Peck, Proffitt, Ragland, Robbins, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett and Wilson—68.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Cawthorn, Downing, Ellis, Forkner, Franklin, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hinnant, Hodgin, Horney, Jarvis, Kinney, Long of Chatham, Long of Richmond, Matheson, Mendenhall, Moring, Pou, Proctor, Rea, Renfrow, Reynolds, Sinclair, Sykes, Williamson and Wiswall—31.

On motion of Mr. Leary,

The House then agreed to adjourn till 10 o'clock Thursday.

THURSDAY, January 21st, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Franklin, of the House.

Mr. Durham introduced a resolution in favor of E. Murrill, Sheriff of Onslow County.

Referred to Committee on Private Bills.

Mr. Ingram introduced

A resolution providing for holding of night sessions.

Laid over.

Mr. Long, of Richmond, introduced

A bill in relation to issue of bonds for $2,000 to Walter L. State.

Mr. Banner introduced

A bill concerning public roads in the County of Watauga.

Referred to Committee on Private Bills.

Mr. Sykes introduced

A bill to authorize the Commissioners of Pasquotank to levy an extra tax for certain purposes.

Referred to Committee on Counties and Townships.

On motion of Mr. Laflin,

The rules were suspended, and

A bill to establish a Turnpike Road from Marion, in the County of McDowell, to Ashville, in the County of Buncombe, was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Davis, Davidson, Dixon, Downing, Durham, Ellington, Estes, Farrow, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Green, Harris of Wake, Hayes, Hendricks, Hicks, High, Hodgin, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moring, Morrill, Morris, Painter, Pearson, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Smith of Alleghany, Stevens, Stilley, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—87.

Those who voted in the negative were:

Messrs. Boddie, Ferebee, Gibson, Hawkins, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Moore, Parker, Pou, Rea, Seymour, Shaver, Stanton and Thompson—16.

On motion of Mr. Laflin,

The rules were suspended, and

A bill to separate and divide the Eastern and Western Divisions of the Wilmington and Charlotte and Rutherford Rail Road was taken up.

Pending which,

On motion of Mr. Sinclair,

The House adjourned, to meet at 7½ o'clock, P. M.

EVENING SESSION.

7½ O'CLOCK, P. M.

The unfinished business of the morning was taken up.

Mr. French offered a substitute for the same.

On the adoption of the substitute,

Mr. Justice, of Rutherford, called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Carey, Cherry, Clayton of Transylvania, Davis, Dixon, Downing, Ellis, Ellington, Estes, Foster, Franklin, French, Gatling, Grier, Hayes, Hendricks, High, Hodnett, Hoffman, Hudgings, Ingram, Kelly of Davie, Laflin, Leary, Long of Richmond, Malone, Mayo, McCanless, McMillan, Morrill, Morris, Pearson, Peck, Price, Proctor, Renfrow, Robbins, Reynolds, Seymour, Sinclair, Thompson, Vestal, Vest, White and Whitley—52.

Those who voted in the negative were:

Messrs. Boddie, Candler, Carson, Cawthorn, Davidson, Durham, Ferebee, Forkner, Gahagan, Gibson, Gilbert, Green, Hawkins, Hinnant, Hodgin, Horney, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Long of Chatham, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Robinson, Shaver, Simonds, Smith of Alleghany, Snipes, Stevens, Sweat, Sykes, Waldrop, Welch, Williams of Harnett, Wilson and Wiswall—42.

The question then recurring on the passage of the bill on its second reading, the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Barnett, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania,

Davis, Dixon, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Green, Grier, Harris of Wake, Hendricks, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morrill, Morris, Painter, Peck, Price, Proctor, Proffitt, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Simonds, Stevens, Vestal, Vest, Waldrop, Welch, White, Whitley and Wilson—61.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Blair, Boddie, Davidson, Durham, Ellis, Ferebee, Gibson, Hawkins, High, Hinnant, Hodnett, Horney, Humphries, Jarvis, Kelly of Moore, Long of Chatham, McMillan, Mendenhall, Moore, Parker, Pearson, Pou, Rea, Robinson, Seymour, Shaver, Smith of Alleghany, Snipes, Stanton, Sykes and Thompson—34.

On motion of Mr. Laflin,

The House then adjourned, to meet again at 11 o'clock Friday.

FRIDAY, January 22d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Hendren, of the City.

Mr. Painter introduced

A resolution in favor of the late Sheriff of Jackson County,

And obtained a suspension of the rules.

Mr. Malone moved to amend the resolution by adding thereto the name of R. R. McCall, of Caldwell County.

The amendment was accepted, and

The resolution was adopted.

Mr. French introduced

A bill to extend the jurisdiction of Special Court of the City of Wilmington.

Referred to Judiciary Committee.

Mr. Bowman introduced

A bill to confirm certain land grants issued to Lewis W. Bryan and others.

Ordered to be printed.

Mr. High introduced

A bill in favor of S. R. Bunting, late Sheriff of New Hanover County.

Referred to Committee on Private Bills.

On motion of Mr. Laflin,

The rules were suspended, and

A bill amendatory of an act to incorporate the Western North Carolina Rail Road Company was taken up.

Mr. Durham offered to amend by inserting a proviso at the end of section 6.

The question being thereon,

Mr. Durham called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Cherry, Davis, Durham, Ellis, Ferebee, Gibson, Grier, Harris of Franklin, Hawkins, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Kelly of Moore, Long of Chatham, McMillan, Mendenhall, Moore, Parker, Pou, Rea, Shaver, Smith of Alleghany, Stanton, Sykes, Thompson, Whitley, Williams of Harnett and Williams of Sampson—37.

Those who voted in the negative were:

Messrs. Ames, Argo, Barnett, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Davidson, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Harris of Wake, Hayes, Hendricks, Hicks, Hodgin, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin,

Leary, Long of Richmond, Malone, Matheson, Mayo, Moring, Morrill, Morris, Painter, Pearson, Proctor, Proffitt, Robbins, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sweat, Vest, Waldrop, Welch, White, Wilkie, Williamson and Wilson—62.

Mr. Estes offered to amend by the addition of three sections to be titled sections 7, 8 and 9.

The amendments were adopted, whereon

The House adjourned to meet again at 7½ o'clock, P. M.

EVENING SESSION.

7½ O'clock, P. M.

Mr. Reynolds introduced

A bill relating to special procedure in cases of mills.

Referred to Judiciary Committee.

On motion of Mr. Estes,

A bill to provide for the collection of taxes by the State, and by the several Counties of the State, &c., was taken up.

Mr. Harris, of Wake, moved to amend section 14 by striking out "two hundred" and inserting "one hundred and five."

Mr. Proctor moved to amend the amendment by striking out "one hundred and five" and inserting "two hundred and fifty,"

And called for the yeas and nays on the adoption of the amendment.

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Bowman, Candler, Carson, Cawthorn, Cherry, Davis, Ferebee, Hendricks, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson, Kelly of Moore, Long of Chatham, Long of Richmond, McCanless, Mendenhall,

Proctor, Proffitt, Rea, Robinson, Stevens, Williams of Harnett and Williams of Sampson—27.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Clayton of Transylvania, Crawford, Davidson, Dixon, Downing, Durham, Ellis, Estes, Forkner, Foster, French, Gahagan, Gibson, Gilbert, Graham, Green, Harris of Wake, Hawkins, Hayes, High, Hodgin, Hoffman, Horney, Ingram, Kelly of Davie, Kinney, Laflin, Leary, Matheson, Mayo, McMillan, Morrill, Morris, Nicholson, Painter, Parker, Pearson, Pou, Price, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Sinclair, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Whitley, Williamson, Wilson and Wiswall—64.

The question then recurring on the amendment offered by Mr. Harris, the same was

Lost.

Mr. Bowman then offered to amend by inserting in 14th section after the word "family" the word "provisions."

The yeas and nays being called and ordered,

The amendment was adopted by the following vote:

Those who voted in affirmative were:

Messrs. Allison, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Dixon, Durham, Ellis, Forkner, Gibson, Gilbert, Graham, Green, Harris of Wake, Hawkins, Hayes, Hendricks, High, Hinnant, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Morrill, Morris, Nicholson, Painter, Pearson, Price, Proctor, Proffitt, Rea, Renfrow, Robbins, Robinson, Reynolds, Shaver, Smith of Alleghany, Snipes, Stanton, Stevens, Sweat, Vestal, Welch, White, Williams of Harnett, Williams of Sampson, Williamson and Wilson—69.

Those who voted in the negative were:

Messrs. Ames, Estes, Ferebee, French, Gahagan, Hicks, Jarvis, Leary, Pou, Vest and Whitley—11.

The bill being slightly amended in other parts,

Mr. Estes moved the previous question on the passage of the bill on its third reading.

The question being

"Shall the main question now be put?"

The call was sustained,

And the bill passed its third and final reading.

The House then adjourned.

SATURDAY, JANUARY 23d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Ashley, Superintendent of Public Instruction.

On motion of Mr. Pou,

A resolution and bill concerning the purchase of a Penitentiary site, the erection of a Penitentiary, etc., were made Special Order for Monday evening at 8 o'clock.

Mr. Ferebee presented

A petition from the citizens of Camden County, and introduced

A resolution authorizing the Commissioners of said County to levy a special tax for certain purposes.

Referred to Committee on Counties and Townships.

By leave, Mr. Hodgin, from the Committee on Public Buildings and Grounds, to whom was referred a resolution requiring said Committee to provide a room for the State Auditor, reported in accordance with instructions;

And the report was made Special for Tuesday next, at 7½ o'clock, P. M.

Mr. Ashworth, from the Committee on Militia, to whom

was referred a bill to organize the militia of the State, reported back the same, with amendments, favorably.

On motion of Mr. Malone,

The rules were suspended, and

A bill to change the time of holding Courts in the 9th, 10th, 11th and 12th Judicial Districts was taken up; and the same

Passed its several readings.

On motion of Mr. Laflin,

The rules were suspended, and

A bill amendatory of an act to incorporate the Western North Carolina Rail Road Company was taken up.

Mr. French offered a substitute for the same.

The substitute was adopted, and

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Blair, Bowman, Candler, Carson, Carey, Clayton of Transylvania, Crawford, Davidson, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Green, Harris of Wake, Hayes, Hendricks, Hicks, Hodgin, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morris, Nicholson, Painter, Pearson, Peck, Proctor, Proffitt, Renfrow, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Wilson and Wiswall—67.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Durham, Gibson, Hawkins, High, Hinnant, Hodnett, Humphries, McMillan, Mendenhall, Parker, Pou, Rea, Shaver, Smith of Alleghany, Snipes, Stanton, Thompson, Whitley, Williams of Harnett and Williams of Sampson—22.

On motion of Mr. Laflin,

A bill to amend the charter of the Western Rail Road Company was taken up.

The same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Carey, Clayton of Transylvania, Davis, Davidson, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Gatling, Gilbert, Graham, Green, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kinney, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morris, Nicholson, Pearson, Peck, Price, Proctor, Ragland, Renfrow, Robbins, Siegrist, Simonds, Stevens, Stilley, Sweat, Vest, Welch, Williamson, Wilson and Wiswall—61.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Crawford, Durham, Ellis, Farrow, Ferebee, Gibson, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Jarvis, Kelly of Moore, McMillan, Mendenhall, Parker, Pou, Rea, Robinson, Seymour, Shaver, Smith of Alleghany, Snipes, Stanton, Sykes, Thompson, Whitley, Williams of Harnett and Williams of Sampson—32.

On motion of Mr. Laflin,

A bill to amend the charter of the Williamston and Tarboro' Rail Road Company was taken up.

Mr. Laflin offered a substitute for the same.

Mr. Malone offered slight amendments to the substitute,

Which were accepted; and

The substitute, as amended, was adopted, and

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Cherry, Crawford, Downing, Ellington, Estes, Forkner, French, Gahagan, Gatling, Gilbert, Graham, Green, Harris of Wake, Hayes, Hendricks, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Long of Richmond, Malone, Mayo, McCanless, McMillan, Morrill,

Morris, Proctor, Proffitt, Ragland, Rea, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Williamson, Wilson and Wiswall—63.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Clayton of Transylvania, Durham, Ellis, Farrow, Ferebee, Gibson, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Kelly of Moore, Mendenhall, Pou, Robinson, Shaver, Smith of Alleghany, Whitley, Williams of Harnett and Williams of Sampson—23.

On motion of Mr. Laflin,

A bill to repeal an act entitled "An act to amend an ordinance of the Convention entitled 'An ordinance to incorporate the North Western North Carolina Rail Road Company, &c.,'" was taken up.

Mr. Vest offered several amendments thereto, which were ordered to be printed for third reading as *addenda*.

The bill, as amended, passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Cherry, Crawford, Davidson, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Gatling, Gilbert, Graham, Green, Harris of Wake, Hendricks, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morrill, Morris, Nicholson, Painter, Peck, Price, Proctor, Proffitt, Ragland, Robbins, Siegrist, Simonds, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, Williamson and Wilson—62.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Clayton of Transylvania, Durham, Ellis, Farrow, Ferebee, Gibson, Hawkins, Hayes, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Kelly of Moore, McMillan, Mendenhall, Pou, Rea, Seymour, Shaver,

Smith of Alleghany, Stanton, Whitley, Williams of Harnett and Williams of Sampson—29.

Mr. Estes, from the Committee on Bribery, Corruption, etc., submitted to the House the following report:

RALEIGH, 23d January, 1869.

To the Honorable, the Speaker of the House, and
The Honorable President of the Senate:

GENTLEMEN:—Your Committee submit herewith the testimony they have taken. They would report that several persons who have been summoned as witnesses have failed to appear. Your Committee would respectfully beg to be discharged from further consideration of the subject.

L. G. ESTES, *Chair. Com.*
W. H. S. SWEET,
GEO. A. GRAHAM,
J. W. BOWMAN,
A. C. WISWALL,
JNO. GATLING,
SAMUEL FORKNER.

The undersigned, a minority of your Committee, deem it proper under the circumstances, to state in connection with Senator Robbins' case, that Mr. Stephens was summoned at the request of that Senator, who had previously (on Monday, the 18th instant,) submitted a voluntary statement of the transaction, which is fully corroborated by the evidence of Mr. Stephens; further, that they regard the transaction as an inadvertance on the part of Senator Robbins, and in this opinion acquit him of intentional wrong.

L. G. ESTES,
W. H. S. SWEET,
JNO. GATLING,
J. W. BOWMAN.

On motion of Mr. French,

The report was accepted, and

The Committee on the part of the House discharged, and

Further consideration of the matter was postponed as Special for Thursday morning at 10 o'clock.

By leave, Mr. Justice introduced

A bill to allow the Town Commissioners of Rutherfordton to levy taxes and for other purposes.

Referred to Committee on Corporations.

On motion of Mr. Barnett,

A bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road was taken up, and

The same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carson, Carey, Cherry, Crawford, Davis, Downing, Estes, Forkner, Foster, French, Gahagan, Gibson, Gilbert, Green, Harris of Wake, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Malone, Mayo, McCanless, Morrill, Morris, Painter, Peck, Price, Proctor, Ragland, Robbins, Reynolds, Siegrist, Simonds, Stevens, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—57.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Blair, Clayton of Transylvania, Durham, Ellis, Ellington, Ferebee, Hawkins, Hayes, Hicks, High, Hinnant, Hodgin, Hoffman, Humphries, McMillan, Mendenhall, Parker, Pearson, Pou, Rea, Robinson, Seymour, Shaver, Smith of Alleghany, Sykes, Thompson and Williams of Harnett—29.

On motion of Mr. Laflin,

A bill to incorporate the University Rail Road Company was taken up, and

The same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carey, Cherry, Davis, Downing' Ellington, Estes, Forkner, Foster, French, Gahagan, Gatling, Green, Harris of Wake, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morrill, Morris, Painter, Price, Proctor, Ragland, Robinson, Reynolds, Siegrist, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—53.

Those who voted in the negative were:

Messrs. Armstrong, Blair, Clayton of Transylvania, Durham, Ellis, Ferebee, Gibson, Hawkins, Hayes, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Kelly of Moore, McMillan, Mendenhall, Parker, Pearson, Pou, Rea, Seymour, Shaver, Smith of Alleghany, Stanton, Thompson, Williams of Harnett and Williams of Sampson—29.

On motion of Mr. Laflin,

A bill to amend the charter of the Tennessee and Ohio Rail Road Company was taken up, and

The same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Banner, Barnett, Barnes, Bowman, Candler, Carson, Carey, Davis, Davidson, Downing, Ellington, Estes, Forkner, French, Gahagan, Green, Hendricks, Hudgins, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morrill, Morris, Nicholson, Pearson, Price, Proctor, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Simonds, Stevens, Stilley, Vestal, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—52.

Those who voted in the negative were:

Messrs. Armstrong, Blair, Clayton of Transylvania, Ferebee, Hawkins, Hayes, Hicks, High, Hinnant, Hoffman, Humphries, Kelly of Moore, McMillan, Mendenhall, Parker, Pou, Rea, Seymour, Shaver, Smith of Alleghany, Stanton, Thompson, Whitley and Williams of Sampson—24.

On motion of Mr. Laflin,

A bill to amend an act entitled "An act to incorporate the Plaster Banks and Salt Works Rail Road Company" was taken up, and

The same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Barnett, Bowman, Candler, Carson, Carey, Davidson, Downing, Durham, Ellington, Estes, Forkner, French, Gahagan, Gatling, Green, Hayes, Hendricks, High, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Morris, Nicholson, Painter, Parker, Pearson, Pou, Proctor, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Simonds, Smith of Alleghany, Stevens, Stilley, Sykes, Vestal, Vest, Welch, White, Whitley, Williamson, Wilson and Wiswall—60.

Those who voted in the negative were:

Messrs. Allison, Clayton of Transylvania, Hawkins, Hicks, Hinnant, Hodgin, Hoffman, Humphries, Kelly of Moore, Rea, Shaver, Stanton, Thompson and Williams of Harnett—14.

On motion of Mr. Seymour,

The House then adjourned to meet again Monday at 10 o'clock.

MONDAY, January 25th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Painter introduced

A resolution in favor of the Sheriff of Jackson County.

Laid over.

Mr. French introduced

A resolution in favor of Messrs. Wiggins, McAden and others.

Referred to Committee on Claims.

On motion of Mr. French

A bill to amend the charter of the Green Swamp Company was taken up, and the same, being slightly amended,

Passed its several readings.

On motion of Mr. Candler,

A bill to charter the Bank of Asheville, in Buncombe County, was taken up, and the same was

Made Special for Wednesday next at twelve o'clock.

On motion of Mr. French,

A bill to establish a rate of interest, and

A bill to amend an act entitled "An act to establish a rate of interest and repeal chapter 114 of the Revised Code entitled 'Usury,'" were

Made Special for Tuesday at 8 o'clock, P. M.

On motion of Mr. Reynolds,

A resolution concerning the lands of the State was taken up, and the same was

Adopted.

Mr. Pou, by leave, introduced

A bill to allow probate of deeds and other instruments in certain cases.

Referred to Judiciary Committee.

The hour for the Special Order having arrived, it being

A bill to incorporate the North Carolina Dental Association, etc.

On motion of Mr. Ingram,

The same was indefinitely postponed.

A message was received from the Senate, transmitting for consideration of the House

A bill authorizing the consolidation of the Charlotte and South Carolina Rail Road Company and the Columbia and Augusta Rail Road Company, and

A bill to amend an act entitled "An act defining the duties and powers of County Commissioners."

On motion of Mr. McMillan,

A bill to prevent the felling of timber in, and otherwise obstructing the waters of Rockfish Creek, was taken up, and the same

Passed its several readings.

Mr. McMillan introduced, by leave,

A bill to incorporate Rehoboth Lodge, in the County of Duplin.

Referred to Committee on Corporations.

On motion of Mr. Stilley,

A bill to protect the fishing interests in the waters of Blount's Creek was taken up, and the same

Passed its several readings.

On motion of Mr. Sinclair,

A bill in regard to obtaining divorces was taken up, and the same

Passed its several readings.

On motion of Mr. Malone,

A bill to declare it a misdemeanor for County officers to speculate in County Claims was taken up, and the same, being slightly amended,

Passed its several readings.

On motion of Mr. Stevens,

A bill to consolidate the Atlantic and North Carolina and the North Carolina Rail Roads was taken up.

Mr. Downing offered to amend the second section by adding thereto a proviso.

Upon the adoption of which

Mr. Sinclair called for the yeas and nays.

The call for the yeas and nays being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Blair, Carson, Downing, Forkner, Gahagan, Gibson, Graham, Hayes, Hodgin, Hoffman, Justus of Henderson, Justice of Rutherford, Kinney, Long of Richmond, Mendenhall, Proctor, Ragland, Rea, Renfrow, Sinclair, Sykes, Williamson and Wiswall—24.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Banner, Barnett, Barnes, Bowman, Candler, Carey, Clayton of Transylvania, Davis, Davidson, Durham, Ellington, Estes, Farrow, Ferebee, Foster, French, Gilbert, Green, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Hudgings, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Malone, Matheson, Mayo, McCanless, McMillan, Morrill, Morris, Nicholson, Parker, Pearson, Peck, Pou, Price, Proffitt, Robbins, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Harnett, Williams of Sampson and Wilson—66.

Mr. Durham moved to amend by striking out, in section 2, all after the word "stock" down to the word "being."

Adopted.

The bill then passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Banner, Barnett, Barnes, Bowman, Candler, Carey, Cherry, Clayton of Transylvania, Crawford, Davis, Davidson, Downing, Durham, Estes, Farrow, Foster, French, Gilbert, Green, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hodnett, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Malone, Matheson, Mayo, McCanless, McMillan, Morrill, Morris, Nicholson, Parker, Peck, Price, Proffitt, Ragland, Robbins, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Harnett and Wilson—70.

Those who voted in the negative were:

Messrs. Carson, Ferebee, Forkner, Franklin, Gahagan, Gibson, Hayes, Hinnant, Hodgin, Humphries, Jarvis, Kinney, Long of Richmond, Mendenhall, Pou, Proctor, Williams of Sampson, Williamson and Wiswall—19.

On motion, the House then adjourned to meet again at 7½ o'clock, P. M.

EVENING SESSION.

7½ O'CLOCK, P. M.

On motion of Mr. Ingram,

A bill to authorize the County Commissioners of Anson County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Barnett, Blair, Bowman, Candler, Carey, Cherry, Downing, Ellington, Ferebee, Forkner, Franklin, Gahagan, Gilbert, Graham, Green, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moring, Morris, Nicholson, Pearson, Proffitt, Ragland, Rea, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Stanton, Sykes, Vestal, Vest, White, Whitley, Williamson and Wilson—61.

Those who voted in the negative were:

Messrs. Parker and Thompson—2.

Mr. Laflin introduced

A resolution concerning the Joint Committee on Investigation of Banks.

Adopted under suspension of the rules.

On motion of Mr. Barnett,

A bill to incorporate the North Carolina Land and Immigration Company was taken up, and the same, as amended by the Judiciary Committee,

Passed its several readings.

On motion of Mr. Laflin,

A bill to establish a Turnpike Road from Marion, in the County of McDowell to Asheville, in the County of Buncombe, was taken up, and the same

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Carey, Cherry, Crawford, Davidson, Downing, Durham, Ellington, Foster, Franklin, French, Gahagan, Gatling, Gibson, Gilbert, Graham, Green, Hendricks, Hodgin, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Malone, Matheson, Mayo, McCanless, Moring, Nicholson, Painter, Pearson, Price, Proffitt, Ragland, Robbins, Robinson, Seymour, Siegrist, Sinclair, Simonds, Smith of Alleghany, Stilley, Vestal, Vest, Waldrop, Welch, White, Whitley, Williamson, Wilson and Wiswall—63.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Clayton of Transylvania, Ferebee, Hawkins, Hayes, High, Hinnant, Hodnett, Hoffman, Humphries, McMillan, Parker, Pou, Rea, Stanton, Sweat, Sykes, Thompson and Williams of Harnett—20.

The hour for the first Special Order having arrived, it being

A resolution proposing to accept the proposition of Mr. Downing to purchase the Penitentiary site, etc.,

On motion of Mr. Sweat,

The same was indefinitely postponed.

The hour for the second Special Order having arrived, it being

A bill entitled "An act to repeal an act to provide for the employment of convicts and the erection of a Penitentiary," the same was taken up,

Pending the discussion of which,

The House adjourned.

TUESDAY, January 26th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Pritchard, of the City.

A message was received from the Senate, inclosing amendments to the House bill to incorporate the Madren Mining Company.

The House concurred in the amendments.

On motion of Mr. Ingram,

A bill to authorize the Commissioners of Anson County to levy a special tax was taken up.

Passed third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnett, Barnes, Blair, Carson, Cherry, Davidson, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Grier, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Ingram, Justus of Henderson, Justice of Rutherford, Kinney, Laflin, Long of Richmond, Matheson, Mayo, McMillan, Moore, Morrill, Nicholson, Pearson, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Simonds, Snipes, Stanton, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley and Wilson—60.

Those who voted in the negative were:

Messrs. Parker and Thompson—2.

The following named bills was taken up and passed their final readings:

A bill to incorporate Waynesville Lodge in Haywood County;

A bill to incorporate Atlantic Lodge in Currituck County;

And a bill in relation to Lake Phelps.

A resolution providing for the payment of witnesses summoned before the Committee on bribery and coruption was taken up.

Passed third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carson, Carey, Clayton of Transylvania, Durham, Ellington, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Green, Hawkins, Hendricks, Hinnant, Hodgin, Hodnett, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Richmond, McMillan, Moore, Morrill, Nicholson, Parker, Pou, Proctor, Seymour, Shaver, Sinclair, Simonds, Smith of Alleghany, Stilley, Thompson, Vestal, Vest, Waldrop, White, Whitley, Williams of Harnett, Williamson, Wilson and Wiswall—57.

Those who voted in the negative were:

Messrs. Blair, Davidson, Franklin, Hayes, Sweat and Sykes—6.

On motion of Mr. Laflin,

A bill to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company was taken up.

Mr. Justice, of Rutherford, moved to amend section 3, line 4, by inserting, after the word "division," the words "the first portion of said amount expended to be expended in completing said road to Rutherford."

Adopted.

Mr. French moved to amend by offering two additional sections, to be titled section 7 and section 8.

Adopted.

Mr. Durham offered an additional section to be titled section 9.

Adopted.

Mr. Durham moved to amend further by the addition of two more sections, to be titled section 10 and section 11.

Adopted.

Mr. Malone offered an additional section, to be titled section 12.

Adopted.

The bill, as amended, then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carson, Carey, Cherry, Clayton of Transylvania, Crawford, Davidson, Downing, Durham, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Green, Grier, Harris of Wake, Hayes, Hendricks, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Moring, Morrill, Morris, Painter, Pearson, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley, Williamson, Wilson and Wiswall—73.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Blair, Ellis, Ferebee, Gibson, Hawkins, Hicks, High, Hinnant, Hodgin, Hodnett, Humphries, Jarvis, Kinney, McMillan, Moore, Parker, Pou, Rea, Seymour, Shaver, Smith of Alleghany, Snipes, Stanton, Thompson, Williams of Harnett and Williams of Sampson—28.

Mr. French introduced

A resolution to amend the rules of the House.

Adopted under suspension of the rules.

On motion of Mr. Laflin,

A bill amendatory of the act to incorporate the Western North Carolina Rail Road Company was taken up.

Mr. Laflin offered an additional section to be titled section 6.

Adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affimative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Bowman, Candler, Carson, Carey, Cherry, Clayton of Transylvania, Da-

vidson, Downing, Durham, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gatling, Graham, Harris of Wake, Hayes, Hendricks, Hicks, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morris, Nicholson, Painter, Pearson, Peck, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Siegrist, Sinclair, Simonds, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Williamson, Wilson and Wiswall—66.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ferebee, Gibson, Hawkins, High, Hinnant, Hodgin, Hodnett, Humphries, Jarvis, McMillan, Moore, Parker, Pou, Rea, Seymour, Shaver, Smith of Alleghany, Stanton, Sykes, Thompson, Williams of Harnett and Williams of Sampson—24.

The House then adjourned to meet again at 7½ oclock, P. M.

EVENING SESSION.

7½ O'Clock, P. M.

On motion of Mr. Hodgin,

The Special Order for this hour was postponed until 7½ o'clock Wednesday.

Mr. Hodgin, from the Committee on Finance, reported back

A bill in relation to stay of executions unfavorably;

A petition from the citizens of Stokes County, asking to be discharged from further consideration.

So ordered.

A petition from the citizens of Gaston County, recommending its reference to Committee on Judiciary.

So ordered; and

Resolutions concerning payment of Clerks in the office of the Secretary of State, recommending reference to the Committee on Claims.

So ordered.

Mr. Seymour introduced

A resolution providing for the payment of *per diem* to members and officers of the General Assembly, from December 21st to January 4th.

The rules were suspended.

And the question being on the adoption of the resolution, the same was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Carey, Cherry, Ellington, Hayes, Price, Robbins and Sweat—7.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Boddie, Bowman, Candler, Clayton of Transylvania, Davidson, Downing, Durham, Ellis, Estes, Forkner, Franklin, French, Gahagan, Gatling, Gibson, Harris of Franklin, Hawkins, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Richmond, Malone, Matheson, McCanless, McMillan, Moring, Moore, Morris, Nicholson, Painter, Parker, Pearson, Peck, Renfrow, Reynolds, Shaver, Siegrist, Smith of Alleghany, Snipes, Stanton, Stilley, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson and Wilson—66.

Mr. Estes introduced

A resolution providing for the payment of a Clerk to the Committee on Bribery and Corruption.

Laid over.

Mr. Price introduced

A bill to protect the rights and privileges of all citizens of this State.

Referred to Judiciary Committee.

Mr. Justice introduced

A bill to provide a proceeding in cases of bastardy.

Referred to Judiciary Committee.

Mr. Barnett introduced

A bill to restrict the jurisdiction of Superior Courts and Justices of the Peace to one-fourth of the principal money due on old debts.

Ordered to be printed and referred to Judiciary Committee.

Mr. Stilley, from the Committee on Salaries and Fees, to whom was referred a bill to amend an act concerning the Register of Deeds, reported the same favorably.

Ordered to be printed.

Mr. Stilley, from the Committee to whom was referred a resolution in relation to the ordinances of the late Convention, reported back the same, asking to be discharged from its further consideration.

So ordered.

Mr. French, from the Committee to whom was referred a resolution authorizing the Commissioners of Camden County to levy a special tax, reported a bill therefor, recommending its passage.

On motion of Mr. Estes,

A bill to incorporate Castle Hayne Vineyard Company was taken up, and the same

Passed its several readings under suspension of the rules.

On motion of Mr. Laflin,

A bill to amend an act entitled "An act to amend the charter of the Western Rail Road Company" was taken up.

Mr. Estes offered two additional sections.

Adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Blair, Bowman, Candler, Carson, Carey, Cherry, Clayton of Transylvania, Crawford, Downing, Ellington, Estes, Forkner, Franklin, French, Gahagan, Gatling, Graham, Green, Hayes, Hendricks,

Hodgin, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Malone, Mayo, Moring, Morris, Painter, Pearson, Peck, Price, Proctor, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Stilley, Sweat, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—56.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Durham, Ellis, Gibson, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, McMillan, Moore, Parker, Pou, Rea, Shaver, Smith of Alleghany, Snipes, Stanton, Sykes, Thompson and Whitley—28.

On motion of Mr. Laflin,

A bill to amend the charter of the Williamston and Tarboro' Rail Road Company was taken up.

The names of "Hertford, Elizabeth City, Wilmington, Trenton, Jacksonville and Murfreesboro'" were inserted between the words "Edenton" and "Norfolk," in 4th line of 2d section.

Mr. French moved to amend by adding the words "commencing at Wilmington" to the 11th section.

Adopted.

Mr. Estes offered two additional sections.

Adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Banner, Barnett, Blair, Bowman, Candler, Carey, Cherry, Crawford, Downing, Ellington, Estes, Forkner, Franklin, French, Gahagan, Gatling, Graham, Green, Hayes, Hendricks, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Malone, Matheson, Mayo, Moring, Morris, Pearson, Peck, Proctor, Rea, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Snipes, Stevens, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, Williams of Sampson, Williamson, Wilson and Wiswall—55.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania,

Durham, Ellis, Gibson, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Kelly of Moore, Kinney, McMillan, Moore, Pou, Shaver, Smith of Alleghany, Stanton, Whitley and Williams ofHarnett—25.

On motion of Mr. Laflin,

A bill to repeal an act entitled "An act to amend an ordinance of the Convention, entitled 'an ordinance to incorporate the North-Western North Carolina Rail Road Company," etc., was taken up.

By leave, Mr. Vest withdrew the amendment previously offered by himself, and substituted therefor another.

Adopted.

Mr. Estes offered two additional sections.

Adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Blair, Bowman, Candler, Carey, Cherry, Downing, Ellington, Estes, Forkner, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Green, Hayes, Hendricks, Hodgin, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Moring, Morris, Nicholson, Painter, Pearson, Peck, Proctor, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—59.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Davidson, Durham, Ellis, Gibson, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Kelly of Moore, McMillan, Moore, Parker, Pou, Shaver, Smith of Alleghany, Snipes, Stanton, Thompson, Whitley, Williams of Harnett and Williams of Sampson—31.

On motion of Mr. Laflin,

A bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road was taken up.

Mr. Barnett moved to amend by striking out all after the word "Counties" in 4th line of section 2, down to the word "to" in 6th line.

Adopted.

Mr. Estes offered two additional sections.

Adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carey, Cherry, Crawford, Downing, Ellington, Estes, Forkner, Franklin, French, Gahagan, Gatling, Graham, Green, Harris of Wake, Hayes, Hendricks, Hodnett, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Malone, Matheson, Mayo, McCanless, Moring, Morris, Painter, Peck, Proctor, Renfrow, Reynolds, Siegrist, Sinclair, Stevens, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—56.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Durham, Ellis, Gibson, Grier, Hawkins, Hicks, High, Hinnant, Hodgin, Hoffman, Humphries, Kelly of Moore, McMillan, Moore, Parker, Pou, Rea, Shaver, Smith of Alleghany, Snipes, Stanton, Sykes, Thompson, Whitley, Williams of Harnett and Williams of Sampson—30.

On motion of Mr. Laflin,

A bill to incorporate the University Rail Road Company was taken up, and

The bill passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Ashworth, Banner, Barnett, Bowman, Candler, Carey, Cherry, Crawford, Downing, Ellington, Estes, Forkner, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Green, Harris of Wake, Hayes, Hendricks, Ingram, Justus of Henderson, Kelly of Davie, Kinney, Laflin, Leary, Malone, Matheson, Mayo, McCanless, Moring, Morris, Painter, Proctor, Renfrow, Reynolds, Siegrist, Sinclair, Ste-

vens, Stilley, Vestal, Vest, Waldrop, Welch, Williamson, Wilson and Wiswall—52.

Those who voted in the negative were:

Messrs. Armstrong, Boddie, Clayton of Transylvania, Durham, Ellis, Gibson, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodgin, Hodnett, Kelly of Moore, McMillan, Parker, Pearson, Pou, Rea, Shaver, Smith of Alleghany, Snipes, Stanton, Thompson, Whitley, Williams of Harnett and Williams of Sampson—28.

Mr. Laflin moved that a bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company be taken up, when,

On motion of Mr. Harris, of Wake,

The House adjourned.

WEDNESDAY, January 27th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Atkinson, of the City.

On motion of Mr. McMillan,

A bill authorizing the Commissioners of Duplin County to levy a special tax, &c., was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Candler, Carson, Cherry, Clayton of Transylvania, Estes, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Green, Grier, Hawkins, Hendricks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Mayo, McCanless, McMillan, Moore, Morrill, Nicholson, Pearson, Peck, Proctor, Proffitt, Ragland, Rentrow,

Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Stanton, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, White, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—66.

Mr. Parker voted in the negative.

On motion of Mr. Estes,

A resolution providing for the payment of a Clerk to the Committee on investigation of Bribery and Corruption was taken up;

And the same was adopted.

A bill authorizing the Commissioners of Pitt County to levy a special tax was taken from the calendar; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Carson, Carey, Cherry, Durham, Ellington, Farrow, Ferebee, French, Gahagan, Gatling, Gibson, Gilbert, Green, Harris of Wake, Hawkins, Hayes, Hinnant, Hodgin, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Richmond, Mayo, McCanless, McMillan, Moore, Nicholson, Pearson, Peck, Proctor, Proffitt, Ragland, Robbins, Robinson, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Snipes, Stanton, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—67.

Mr. Parker voted in the negative.

On motion of Mr. Sinclair,

A bill to amend an act entitled "An act to incorporate the Plaster Banks and Salt Works Rail Road Company" was taken up.

Messrs. Sinclair, Estes and Nicholson offered amendments.

Which were adopted.

On account of an error as to the second passage of the bill, the word "thereof" was ordered to be expunged from the

Journal; and the bill, as amended, ordered to be engrossed for second reading.

A message was received from the Governor, transmitting a report from the Board of Education of the State.

Ordered to be printed and referred to Committee on Education.

Mr. Renfrow introduced

A bill to incorporate the Littleton Manufacturing Company.

Referred to Committee on Private Bills.

Mr. Ingram introduced

A bill for the relief of such persons as suffered from the destruction of records of the Superior and County Courts in Anson County.

Referred to Judiciary Committee.

On motion of Mr. Stilley,

A bill making an appropriation to secure the Insane Asylum against fire was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Blair, Candler, Carson, Carey, Cherry, Clayton of Transylvania, Crawford, Davidson, Estes, Ferebee, Forkner, Foster, French, Gahagan, Graham, Green, Harris of Wake, Hawkins, Hayes, High, Hinnant, Hoffman, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Malone, Matheson, McCanless, Moore, Morris, Parker, Pearson, Pou, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Siegrist, Sinclair, Simonds, Smith of Alleghany, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Vest, Waldrop, Welch, White, Williams of Sampson, Williamson, Wilson and Wiswall—66.

Those who voted in the negative were:

Messrs. Boddie, Durham, Gibson, Grier, Hicks, Hodnett, McMillan, Nicholson, Whitley and Williams of Harnett—10.

On motion of Mr. French,

A bill to incorporate the Union Land Company was taken up.

Mr. Laflin moved to amend by striking out in section 1 all after the word "mixed" and inserting in lieu thereof the words "and for other purposes."

Adopted.

Mr. Hayes moved to amend same section by striking out the words "twenty-five" and inserting in lieu thereof the word "fifty."

Adopted.

Mr. Malone moved to strike out in same section the name of "F. M. Bingham" and insert in lieu thereof the name of "Samuel Carpenter."

Adopted.

Mr. Seymour moved to amend section 2 by inserting after the word "Constitution" the words "or laws."

Adopted.

The bill then passed its several readings.

On motion, the House then adjourned until 7½ o'clock.

EVENING SESSION.

7½ O'clock, P. M.

Mr. Morris introduced

A resolution concerning *per diem* of members, &c.

Laid over.

On motion of Mr. Sykes,

A bill to incorporate the North Carolina Loan and Trust Company was taken up; and the same

Passed its several readings.

A bill to allow the Commissioners of Camden County to levy a special tax was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Downing, Ellington, Farrow, Ferebee, Forkner, Foster, Gahagan, Graham, Green, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Matheson, McCanless, McMillan, Moore, Nicholson, Pearson, Proctor, Proffitt, Ragland, Rea, Reynolds, Siegrist, Simonds, Smith of Alleghany, Snipes, Stanton, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson and Wilson—66.

Those who voted in the negative were:

Messrs. Clayton of Transylvania and Parker—2.

On motion of Mr. Candler,

A bill to charter the Bank of Asheville was taken up.

The report of the Committee was adopted.

Mr. Candler moved to amend line 16, section 3, by inserting after the word "depositors" the words "not to exceed the legal interest."

Adopted.

Mr. Welch moved to amend line 9, section 3, by inserting after the word "creditors" the words "of the same dignity."

Adopted.

Mr. Sinclair moved to amend by striking out all after the word "tax," in the 10th line of section 3, and inserting the words "on each share of one hundred dollars a sum equal to that charged by the State on other property of the same value."

Adopted.

The bill, as amended, then passed its several readings.

Mr. Pearson introduced

A bill to extend the corporate limits of the Town of Goldsboro'.

Referred to Committee on Corporations.

The hour for the Special Order having arrived, it being

A bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company, the same was taken up.

Various amendments, offered by the Committee from which the bill was reported, were adopted.

Messrs. Estes and Durham offered additional sections, which were adopted; and

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Banner, Barnett, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Davidson, Downing, Durham, Estes, Forkner, Foster, Franklin, French, Gahagan, Green, Grier, Harris of Franklin, Harris of Wake, Hendricks, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Malone, Matheson, Mayo, McCanless, Morris, Nicholson, Painter, Proctor, Proffitt, Renfrow, Siegrist, Sinclair, Simonds, Sweat, Vestal, Vest, Waldrop, Welch, Whitley, Williamson, Wilson and Wiswall—52.

Those who voted in the negative were:

Messrs. Allison, Ashworth, Blair, Boddie, Ferebee, Gibson, Hawkins, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Jarvis, Kelly of Moore, Long of Chatham, McMillan, Moore, Parker, Pearson, Pou, Rea, Smith of Alleghany, Stanton, Sykes, Williams of Harnett and Williams of Sampson—27.

A bill to authorize the Commissioners of the Town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company was taken up; and the same

Passed its second reading.

Mr. French, from the Committee on Counties and Townships, reported favorably, with amendments, the bill to estab-

lish the County of Dare, and a bill to organize the County of Grant.

On motion of Mr. Downing,

The House agreed to dispense with night sessions for the balance of the week.

The House then adjourned.

THURSDAY, JANUARY 28th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Franklin, of the House.

Mr. French presented

A memorial from the Wilmington Hook and Ladder Company, No. 1.

Referred to Committee on Propositions and Grievances.

Mr. Harris, from the Committee to whom was referred a resolution in favor of J. I. Moore, Sheriff of Granville County, reported the same favorably.

Mr. Sinclair, from the Committee on Private Bills, to whom was referred a resolution in favor of E. Murrill, Sheriff of Onslow County reported the same favorably;

A bill in favor of the Sheriff of Ashe County, with substitute;

A bill for the relief of the Sheriff of Alleghany County, with substitute, and

A bill for the relief of J. F. Hartgrove, late Tax Collector for the County of Haywood—favorably.

The substitutes named were adopted and passed their several readings, and the bills named passed likewise, under suspension of the rules.

Mr. Ellis introduced

A resolution in favor of Elias Longcryer.

Referred to Committee on Propositions and Grievances.

On motion of Mr. Stilley,

The bills in relation the establishment of the two new Counties of Dare and Grant were

Made Special Order for Friday at ten o'clock.

Mr. Barnett, from the Committee on Corporations, reported :

A bill to allow the Commissioners of the Town of Rutherfordton to levy taxes, etc., favorably, and

A bill to incorporate Rehoboth Lodge, in Duplin County, favorably.

On motion of Mr. Renfrow,

A bill to incorporate the Littleton Manufacturing Company was referred to the Committee on Corporations.

Mr. French introduced

A resolution to amend the rules of the House.

Adopted under suspension of the rules.

Mr. Thompson presented

A report of survey from the Commissioners of Onslow County.

Referred to the Committee on Counties and Townships.

Mr. Smith, of Alleghany, introduced

A bill to legalize interest upon open accounts.

Referred to Judiciary Committee.

Mr. Graham introduced

A bill to transfer to the County of Montgomery that portion of the Fayetteville and Albemarle Plank Road which is included within the limits of Montgomery County.

Referred to Committee on Corporations.

Mr. Green introduced

A bill in aid of the Cheraw and Salisbury Rail Road Company.

Referred to the Committee on Internal Improvements.

On motion of Mr. McMillan,

The rules were suspended, and

A bill to authorize the Commissioners of Duplin County to levy a special tax, etc., was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Blair, Boddie, Candler, Carey, Cawthorn, Clayton of Transylvania, Crawford, Downing, Durham, Ellington, Forkner, Foster, Franklin, French, Gahagan, Gibson, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hodgin, Hoffman, Humphries, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Matheson, Mayo, Mendenhall, Morris, Nicholson, Painter, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Reynolds, Sinclair, Simonds, Smith of Alleghany, Sweat, Sykes, Thompson, Vest, Waldrop, Welch, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—64.

On motion of Mr. Ferebee,

The rules were suspended, and

A bill to authorize the Commissioners of Camden County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the negative were:

Messrs. Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Downing, Durham, Ellington, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Green, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Hodgin, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Matheson, Mayo, McCanless, Mendenhall, Moore, Morrill, Morris, Nicholson, Price, Proffitt, Ragland, Renfrow, Robinson, Siegrist, Sinclair, Simonds, Smith of Alleghany, Snipes, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Wal-

drop, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—73.

On motion of Mr. French,

The rules were suspended and

A bill authorizing the Commissioners of Pitt County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnes, Blair, Boddie, Carson, Cawthorn, Crawford, Downing, Durham, Ellington, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Green, Grier, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore, Morris, Nicholson, Painter, Pearson, Price, Proctor, Proffitt, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Snipes, Stanton, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williamson, Wilson and Wiswall—77.

A message was received from the Senate, with information that House bill amending an act to establish Special Courts for the Cities of Newbern and Wilmington had been tabled.

Also a message, with information that the Senate had concurred in the House amendments to bills in relation to the Western North Carolina Rail Road Company and the Wilmington, Charlotte and Rutherford Rail Road Company.

The hour for the Special Order having arrived, it being

A bill to amend an act incorporating the Plaster Banks and Salt Works Company, the same was taken up, and

The bill passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Banner, Barnett, Candler, Carson, Carey,

Cawthorn, Cherry, Crawford, Davidson, Downing, Ellington, Estes, Forkner, French, Gahagan, Gilbert, Graham, Hendricks, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Malone, Matheson, Morrill, Morris, Nicholson, Peck, Proctor, Ragland, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Simonds, Stilley, Vestal, Vest, Welch, Wilson and Wiswall—45.

Those who voted in the negative were:

Messrs. Armstrong, Ashworth, Blair, Boddie, Clayton of Transylvania, Durham, Ferebee, Gatling, Grier, Hawkins, Hayes, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Long of Chatham, McMillan, Mendenhall, Moore, Parker, Pearson, Pou, Rea, Robinson, Seymour, Snipes, Stanton, Sykes, Thompson, Williams of Harnett and Williams of Sampson—34.

On motion of Mr. Sinclair,

The bill was then ordered to be printed.

On motion of Mr. French,

A bill to amend an act entitled an act to establish the rate of interest and repeal chapter 114 of the Revised Code entitled "Usury," was taken up.

Mr. French offered a substitute for the bill, when,

On motion of Mr. Estes,

Further consideration of the subject was postponed until Thursday next at 12 o'clock.

The hour for the second Special Order having arrived, it being

The report from the Committee on investigation of Bribery and Corruption, the same was taken up, when

On motion of Mr. Seymour,

The House agreed to take no further action on the subject until the action of the Senate in regard to the same matter could be ascertained.

On motion of Mr. Estes,

A bill to raise revenue was

Made Special for Friday at 12 o'clock.

On motion of Mr. Painter,

The House then adjourned to meet again at 10 o'clock Friday.

FRIDAY, January 29th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Hendren, of the City.

A message was received from the Senate, transmitting the bill amendatory of an act to incorporate the Western North Carolina Rail Road Company, with amendments, in which the concurrence of the House was asked.

The House concurred.

Also a message, with information that the Senate had received the report from the Committee on investigation of Bribery and Corruption, and had the same under consideration.

Also, a message, with information that the Senate had concurred in the amendments to the bill to amend the charter of the Western Rail Road Company;

To the bill to amend the charter of the Williamston and Tarboro' Rail Road Company;

To the bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company;

To the bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company; and

To the bill concerning the North Western North Carolina Rail Road Company.

Mr. Hodgin presented

A petition for divorce from Dorcas Theift.

Referred to the Judiciary Committee.

Mr. Welch presented

A petition from, and introduced a resolution in favor of A. O. Kerr.

Referred to Committee on Claims.

Mr. Waldrop introduced

A bill to allow the Sheriff of Polk County to collect arrears of taxes, and

A bill to allow the former Sheriff of Polk County to collect arrears of taxes.

Both referred to Committee on Private Bills.

Mr. Sinclair, from the Committee on Private Bills, reported favorably on a resolution in favor of T. C. Humphries, and

A bill for the relief of J. A. Long, late Sheriff of Richmond County.

Mr. Barnett, from the Committee on Corporations, reported with an amendment, favorably, on a bill to incorporate the Littleton Manufacturing Company.

Mr. Stilley, from the Committee on Salaries and Fees, submitted a report on salaries and fees of public officers.

Mr. Grier, from the same Committee, submitted a minority report upon the same.

The reports were ordered to be printed.

On motion of Mr. Sinclair,

The rules were suspended, and the resolution in favor of T. C. Humphries was taken up; and the same

Passed its several readings.

On motion of Mr. Sinclair,

The rules were suspended, and the bill in favor of J. A. Long was taken up; and the same

Passed its several readings.

On motion of Mr. Foster,

The rules were suspended, and the bill making an appropriation to provide for securing the Insane Asylum against fire was taken up; and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett,

Barnes, Blair, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Dixon, Downing, Forkner, Foster, Franklin, Gahagan, Gibson, Gilbert, Graham, Grier, Harris of Franklin, Hawkins, Hayes, Hendricks, High, Hinnant, Hodgin, Hoffman, Ingram, Justus of Henderson, Kelly of Moore, Kinney, Laflin, Long of Chatham, Long of Richmond, Mayo, McCanless, Mendenhall, Morrill, Proffitt, Rentrow, Robbins, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, White, Wilkie, Williamson, Wilson and Wiswall—64.

Those who voted in the negative were:

Messrs. Boddie, Durham, Ellis, Hicks, Hodnett, Malone, McMillan, Painter, Thompson and Whitley—10.

The Speaker announced the name of Mr. Foster as additional to the Committee on Internal Improvements, and

The names of Messrs. Barnes and Ingram, as additional to the Committee on Propositions and Grievances, Education and Claims.

Mr. Malone introduced

A resolution to regulate the hour of adjournment and providing for two sessions per day.

Laid over.

On motion of Mr. Stilley,

Consideration of the bills, to establish the new Counties of Dare and Grant, was postponed as Special for 11 o'clock Wednesday, February 3.

Mr. Leary introduced

A bill to declare persons of color competent to testify in all cases.

Referred to Judiciary Committee.

The Special Order was taken up, it being

The bill concerning the Plaster Banks and Salt Works Rail Road Company.

Various amendments offered thereto by the Chairman of the Committee on Internal Improvements were adopted.

Mr. Welch moved to amend section 1, line 17, by inserting between the words "other" and "corporate" the word "like."

Adopted.

The bill, as amended, then

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Banner, Candler, Carson, Carey, Cawthorn, Crawford, Dixon, Downing, Ellington, Farrow, Forkner, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Harris of Wake, Hendricks, Hodgin, Ingram, Justus of Henderson, Laflin, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morrill, Nicholson, Painter, Ragland, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Simonds, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, Wilkie, Williamson, Wilson and Wiswall—50.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Blair, Boddie, Clayton of Transylvania, Durham, Gibson, Hawkins, Hayes, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Kelly of Moore, McMillan, Mendenhall, Moore, Pou, Rea, Robinson, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Thompson, Whitley, Williams of Harnett and Williams of Sampson—32.

On motion of Mr. Ingram,

The rules were suspended, and

A resolution providing for the holding of night sessions was taken up.

Mr. Ingram offered a substitute for the same, the substitute providing for a session each night, excepting Thursday and Saturday nights.

The question being on the adoption of the substitute for the original,

Mr. Price moved to indefinitely postpone the same.

On this motion Mr. Ingram called for the yeas and nays.

The call being sustained,

The House refused to postpone by the following vote:

Those who voted in the affimative were:

Messrs. Barnett, Cawthorn, Crawford, Ellington, Hayes, Leary, Morrill, Peck, Price, Renfrow, Reynolds, Simonds, Sweat, Sykes, Vest and Williamson—16.

Those who voted in the negative were:

Messrs. Ashworth, Banner, Barnes, Blair, Boddie, Candler, Carson, Carey, Clayton of Transylvania, Dixon, Ellis, Estes, Farrow, Forkner, Foster, French, Gahagan, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Humphries, Ingram, Justus of Henderson, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Nicholson, Painter, Pou, Proffitt, Rea, Robbins, Robinson, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Thompson, Vestal, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson and Wilson—59.

The question recurring on the adoption of the substitute, and no quorum voting,

Mr. French moved a call of the House.

The motion prevailed, and 70 members were found present.

On motion of Mr. Stilley, further call was dispensed with.

Mr. Downing moved to adjourn.

On this motion Mr. Ingram called for the yeas and nays.

The call being sustained,

The House refused to adjourn by the following vote:

Those who voted in the affirmative were:

Messrs. Cawthorn, Downing, Farrow, Gatling, Hayes, High, Laflin, Leary, McCanless, Morrill, Price, Renfrow, Reynolds, Sweat, Sykes, Vest, Wilkie and Williamson—18.

Those who voted in the negative were:

Messrs. Allison, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Clayton of Transylvania, Dixon, Ellis, Forkner, Foster, Franklin, French, Gahagan, Gibson, Gilbert, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Humphries, Ingram, Justus of Henderson, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Nichol-

son, Painter, Pou, Proffitt, Rea, Robbins, Robinson, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Stilley, Thompson, Vestal, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson and Wiswall—55.

Mr. Pou, from the Judiciary Committee, reported:

A bill to amend Title XXI, chapter 1, section 561 of the Code of Civil Procedure, recommending its reference to the Committee on Salaries and Fees.

So ordered.

Also, a bill to amend chapter 40 Revised Code, favorably with amendments;

Also, a bill entitled "proceedings in *habeas corpus*," favorably;

Also, a bill to make certain amendments in the Code of Civil Procedure, with amendments, favorably;

Also, a bill entitled "proceedings upon impeachment," favorably, with amendments;

Also, a bill to provide forms in civil proceedings before Justices of the Peace, favorably.

On motion of Mr. Leary,

The House then adjourned.

SATURDAY, JANUARY 30th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Franklin, of the House.

Messrs. Wilkie, of Jones, and Morrill, of Brunswick, presented reports of survey from the Commissioners of their respective Counties.

Referred to the Committee on Counties and Townships.

Mr. Dixon, from the Committee on Claims, to whom were referred

A resolution in favor of A. O. Kerr, and one in favor of W. S. Wiggins, R. Y. McAden and others, reported the same favorably;

Both of which subsequently passed their several readings under suspension of the rules.

Mr. Sinclair introduced

A bill providing for the reconstruction of the University of the State.

Referred to the Committee on Education and ordered to be printed.

Mr. Sinclair introduced

A resolution allowing an additional Engrossing Clerk to the House.

Laid over.

Mr. Price introduced

A resolution providing for the appointment of a Joint Committee to examine and report upon the financial condition of the Treasury.

Adopted under suspension of the rules.

Mr. Painter introduced

A resolution in favor of B. S. Buchanan, Sheriff of Jackson County.

Passed its several readings under suspension of the rules.

Mr. Williams, of Harnett, introduced

A resolution in favor of J. R. Grady.

Referred to the Committee on Claims.

On motion of Mr. Renfrow,

The rules were suspended, and the bill to incorporate the Littleton Manufacturing Company was taken up.

The House concurred in the amendments of the Committee and

The bill passed its second reading, and,

On motion of Mr. Harris, of Wake, was

Ordered printed and made Special for Monday at 11 o'clock.

On motion of Mr. Sinclair,

The rules were suspended, and

A bill to organize the new County of Grant was taken up, and the same was

Made Special for Thursday week at 11 o'clock.

Mr. Graham introduced, by leave,

A bill to authorize the Swift Island Manufacturing Company to establish a ferry across Pedee River, at their factory.

Referred to Committee on Private Bills.

On motion of Mr. Ragland,

A bill to incorporate the Town of Henderson was taken up, and the same

Passed its several readings.

On motion of Mr. Downing,

The resolution in relation to the mint at Charlotte was taken up, under suspension of the rules.

Mr. Sinclair moved to amend the resolution by adding thereto the words "*Resolved further*, That a copy of this resolution be furnished to each of our Representatives in Congress."

Adopted.

The resolution, as amended, was then adopted.

On motion of Mr. Peck,

The rules were suspended, and

A bill authorizing the Commissioners of the Town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company was taken up, and the same

Passed its final reading.

By leave, Mr. Dixon, from the Committee on Claims, to whom was referred a resolution in favor of Elias Longeryer, reported the same favorably,

And the same, under a suspension of the rules, passed its several readings.

Mr. Rea introduced

A resolution, by leave, in favor of John M. Bateman.

Referred to Committee on Claims.

Mr. Price introduced, by leave,

A bill to amend an act entitled "An act concerning Inspectors for the City of Wilmington."

Mr. Dixon introduced, by leave,

A bill to raise additional revenue for the County of Greene.

Referred to the Judiciary Committee.

The following named bills and resolutions were taken from the calendar, and, under suspension of the rules, passed their several readings:

A bill to incorporate Rehoboth Lodge;

A bill to prevent the felling of timber in the waters of Mitchell's River, etc.;

A bill to incorporate Jefferson Lodge;

A bill to incorporate Heibriton Lodge;

A bill to incorporate Beaver Dam Lodge;

A bill to incorporate Unaka Lodge;

A bill to incorporate Burnsville Lodge;

A bill to incorporate Gaston Lodge, and

A resolution in favor of Wm. G. Hix, late Sheriff of Wilkes County.

A bill for the further protection of citizens of Currituck County in shooting wild fowls in the waters of the County of Currituck.

Passed its second reading.

A bill to amend an act entitled "An act to incorporate the North Carolina State Loan and Trust Company."

Passed its second reading.

A bill to amend the charter of the Town of Statesville was taken up.

The report of the Committee thereon was concurred in, and the bill

Passed its second reading.

On motion of Mr. Welch,

The House then adjourned.

MONDAY, February 1st, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

A message was received from the Senate, transmitting a communication from Chief Justice Pearson concerning the homestead exemption law.

Ordered to be printed.

On motion of Mr. Ingram,

The rules were suspended, and

A resolution providing for the holding of night sessions was taken up.

Mr. Downing moved to amend by excepting Friday nights.

Adopted.

On motion of Mr. Harris, of Wake,

"Monday" was stricken out and "Tuesday" inserted.

Mr. Allison offered a substitute for the original resolution.

Mr. Malone moved to lay the substitute on the table.

The motion to table was lost.

Th question recurring on the adoption of the substitute, the same was lost.

Mr. High offered a substitute for the whole; when

The hour for the Special Order having arrived, it being

A bill to incorporate the Littleton Manufacturing Company, the same was taken up.

Mr. Renfrow moved to amend by striking out sections 7 and 8.

Adopted.

Mr. Welch moved to amend by striking out the word "incident," in line 11, section 1, and inserting "immunities."

Adopted.

On motion of Mr. Stilley,

The same amendment was made in line 7, section 5.

Mr. Stilley moved to amend by striking out the words "into the State" in line 10, section 2.

Adopted.

Mr. Hodnett moved to amend by inserting after the word "rates" line 2, section 6, the words "to be approved by the Commissioners of the several Counties through which the Road passes."

Adopted.

Mr. Hodgin moved to amend by inserting after the word "politic," in line 6, section 1, the words "for the term of twenty years."

Adopted.

The bill, as amended, then

Passed its final reading.

Mr. McMillan introduced

A bill concerning Inspectors for the City of Wilmington.

Referred to Committee on Private Bills and ordered to be printed. The Committee instructed to report Tuesday morning.

Mr. Allison moved that when the House adjourn it do so to meet again at 7½ o'clock, P. M.

The motion prevailed.

Mr. Vestal introduced

A bill to allow the North Western North Carolina Rail Road Company to receive subscriptions in land, etc., to the capital stock of the Company.

Laid over.

Mr. Price introduced

A resolution concerning *per diem* of members.

Laid over.

A communication was received from the Code Commission, transmitting a number of bills, which were

Referred to the Judiciary Committee.

A resolution in favor of M. B. Howell was taken up; and the same

Failed to pass its second reading.

A bill to change the County line between the Counties of Alleghany and Surry was taken up; and,

Under a suspension of the rules, the same

Passed its several readings.

A message was received from the Senate, transmitting

A bill to allow citizens to practice law; and

A bill to prevent the felling of trees in the Catawba river and its tributaries.

A bill to allow the Commissioners of Rutherfordton to levy tax was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Dixon, Downing, Durham, Ellis, Ellington, Foster, Gahagan, Gatling, Gibson, Gilbert, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, High, Hodgin, Hodnett, Hoffman, Humphries, Ingram, Justus of Henderson, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Mendenhall, Moore, Nicholson, Painter, Pearson, Proffitt, Ragland, Renfrow, Robbins, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Sykes, Vestal, Vest, Waldrop, Welch, Wilkie and Williams of Harnett—67.

Mr. Sweat voted in the negative.

Mr. Cawthorn introduced, by leave,

A bill to increase the responsibilities of Rail Roads.

Referred to the Committee on Internal Improvements.

The House then adjourned.

EVENING SESSION.

7½ O'CLOCK, P. M.

The Special Order being

A resolution concerning night sessions, the same was taken up.

The question recurring on the substitute offered by Mr. High,

The same was rejected.

The question then recurring on the original resolution, as amended,

The same was adopted.

On motion of Mr. Stilley,

The House then adjourned.

TUESDAY, FEBRUARY 2d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Pritchard, of the City.

Mr. Smith, of Wayne, introduced

A resolution in favor of John R. Smith, late Tax Collector for the County of Wayne.

Referred to Committee on Private Bills.

Mr. Nicholson introduced

A bill to regulate the holding of County Fairs.

Referred to Judiciary Committee.

On motion of Mr. Estes,

The rules were suspended, and

A bill to raise revenue was taken up.

Mr. Estes moved to strike out the word "annually," in line 3, section 1.

Adopted.

Mr. Estes moved to strike out, in line 10, class 1, all after the word "property," to the end of the paragraph.

Adopted.

Mr. Durham moved to strike out, in class 2, all after the word "derived," in 26th line, down to the end of the paragraph.

Adopted.

Mr. Estes moved to insert, in lieu of the words thus stricken out, the words, "together with the necessary expenses of supporting the family, which shall in no instance exceed one thousand dollars."

Adopted.

Mr. Hodnett moved to strike out the word "one," in line 4, section 2, class 2, and insert in lieu thereof the word "two."

Adopted.

Mr. Estes moved to strike out, in section 2, class 2, the words "except arms used for mustering and police duty."

Adopted.

Mr. Durham moved to insert after the word "one," in line 3, section 2, class 2, the words "except officers and their *posses*."

Adopted.

Mr. Grier moved to insert the word "each," after the word "on," in line 1, section 2, Schedule B.

Adopted.

Mr. Grier moved to insert the words "for each exhibition," in line 4, section 5, Schedule B, after the word "dollars."

Adopted.

Mr. Vest moved to strike out lines 4 and 5, in sections 10, Schedule B.

Adopted.

Mr. Estes moved to insert the word "private," between the

words "for" and "amusement," in lines 4 and 5, section 11, Schedule B.

Adopted.

Mr. Carey moved to adjourn.

Pending which motion,

By leave, Mr. McMillan, from the Committee on Private Bills, to whom was referred a bill concerning Inspectors for the City of Wilmington, reported the same favorably.

Mr. Robinson moved that when the House adjourn it do so to meet again at 10 o'clock Wednesday morning.

The motion prevailed.

On motion of Mr. Leary,

The House then adjourned.

WEDNESDAY, February 3d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

A message was received from the Governor, transmitting a memorial from A. J. DeRossett.

Referred to Finance Committee.

A message was received from the Senate with information that the amendment to the resolution concerning the Mint at Charlotte had been concurred in.

Also a message, transmitting for consideration of the House,

A resolution to print laws passed by this General Assembly, with the Constitution of the State, for information of officers of the State;

A resolution for the relief of W. M. D. Moore;

A bill to amend chapter 2, Title XIX of the Code of Civil Procedure;

A bill relative to the Western Turnpike Road leading from

Asheville westward to Murphy, and thence by separate routes to the Georgia and Tennessee lines; and

A bill to provide for holding Special Terms of the Superior Courts.

Mr. Seymour presented

A petition from the citizens of Craven County in relation to the Neuse River Fisheries.

Referred to Committee on Propositions and Grievances.

Mr. Hinnant introduced

A bill to prevent the obstruction of the passage of fish in Little River to K. B. Whitley's Mills, in Johnston County.

Referred to Committee on Propositions and Grievances.

Mr. Harris, of Wake, introduced

A resolution instructing the Committee on Judiciary to report a bill to relieve Wake County of the expense of supporting convicts sentenced to the Penitentiary;

And obtained a suspension of the rules thereon.

Mr. Seymour moved to amend by striking out the words "County of Wake" and inserting in lieu thereof the words "Counties of this State."

Adopted.

The resolution, as amended, was then adopted.

Mr. Pou introduced

A resolution concerning the Engrossing Clerks.

Laid over.

Mr. Pou introduced

A resolution concerning private bills, making them Special, in all cases, for each Saturday.

Laid over.

Mr. Robinson introduced

A resolution in favor of A. L. Parton, late Tax Collector of Macon County.

Laid over.

Also,

A resolution in favor of J. L. Moore, late Sheriff of Macon County.

Laid over.

Mr. Kinney introduced

A bill to incorporate the Davidson Rail Road Company; which,

Under a suspension of the rules, passed its several readings.

Mr. Renfrow introduced

A bill authorizing the Commissioners of Halifax County to levy a special tax, etc.

Laid over.

Mr. Moore introduced

A bill to authorize W. J. Murray, late Sheriff of Alamance County, to collect arrears of taxes for the years 1865–'66.

Laid over.

On motion of Mr. Estes,

A bill to raise revenue was taken up under a suspension of the rules.

Mr. Estes moved to insert in blank of line 10, section 16, Schedule B, the words "preceding month."

Adopted.

Mr. Welch moved to strike out all after the word "excess" in line 12, section 16, Schedule B, down to and including the word "sum" in line 16.

Adopted.

Mr. Williams, of Harnett, moved to strike out the word "ten" in line 3, section 19, Schedule B, and insert in lieu thereof the word "four."

Adopted.

Mr. Leary moved to strike out the word "one" in line 3, section 23, Schedule B, and insert in lieu thereof the word "two."

Adopted.

Mr. Stevens moved to amend section 25 by adding thereto the following words:

"*Provided*, That this section shall not be construed to apply to draymen."

Adopted.

Mr. Wilkie moved to amend by striking out the word "ten" in line 2, same section, and inserting in lieu thereof the word "twenty."

Adopted.

Mr. Hinnant moved to amend section 26, Schedule B, by striking out in line 2, the word "fifty" and inserting in lieu thereof the words "twenty-five," and striking out the word "twenty" in line 3, and inserting "twelve."

Adopted.

Mr. Grier moved to amend section 26 by adding thereto the words: "And every retailer failing to take out said license and paying said tax, shall be guilty of a misdemeanor, punishable by fine and imprisonment at the discretion of the Court."

Adopted.

The question then being on the adoption of the section, as amended,

The same was rejected.

On motion of Mr. Stilley,

The House agreed that when it adjourned, it would be to meet again at 10 o'clock Thursday morning.

On motion of Mr. Sweat,

The House then adjourned.

THURSDAY, February 4th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Atkinson, of the City.

Mr. Dixon introduced

A resolution to provide a suitable room for the State Geologist, which,

Under suspension of the rules, was adopted.

On motion of Mr. Malone,

The report of the Committee on Buildings and Grounds concerning a room for the State Auditor was taken up, and

The same was adopted.

Mr. Williamson introduced

A bill accompanied by a petition from the Commissioners of Franklin County to allow the Commissioners of said County to levy a special tax.

Referred to Committee on Finance.

Mr. Rea introduced

A bill in relation to fishing on Albemarle Sound.

Referred to Special Committee of three, to be appointed.

Mr. Stilley introduced, by leave,

A resolution to provide a suitable room for the Superintendent of Public Works.

On motion of Mr. Dixon,

The resolution was so amended as to include the State Geologist.

The resolution, as amended, was then adopted.

Mr. Williamson introduced

A bill to charter the Louisburg Branch of the Western Rail Road.

Ordered printed and referred to Committee on Internal Improvements.

Mr. Malone introduced

A bill to make it a high misdemeanor to obtain goods under false pretense.

Referred to Judiciary Committee.

Also,

A bill to authorize Justices of the Peace to administer oaths in all cases, and to take depositions.

Same reference.

Mr. Leary introduced

A bill, prepared and reported by the Code Commissioners, respecting the County Treasurer.

Referred to Judiciary Committee.

On motion of Mr. Vestal,

A bill authorizing the North Western North Carolina Rail Road Company to receive subscriptions in lands, etc., to the capital stock of the Company was taken up, and the same

Passed its several readings under suspension of the rules.

On motion of Mr. Estes,

Senate resolution for the relief of W. M. D. Moore was taken up, and the same was

Adopted under suspension of the rules.

On motion of Mr. Estes,

Senate bill to protect certain citizens of North Carolina who rented land of the United States Treasury Agent during the late war, was taken up, and the same

Passed its several readings under suspension of the rules.

Mr. Robinson introduced

A resolution concerning the occupation of the Executive Mansion by the Superintendent of Public Works, which was

Adopted under suspension of the rules.

On motion of Mr. Davis,

A bill to incorporate the Beaufort Harbor Steam Ferry Company was taken up, and the same

Passed its several readings under suspension of the rules.

On motion of Mr. Wilkie,

A bill (prepared by the Code Commissioners) to prescribe the power and duty of the Governor in respect to fugitives from justice was taken up, and the same

Passed its several readings, under suspension of the rules.

Code bills, entitled

"Proceedings in *Habeas Corpus*,"

"Proceedings upon Impeachment," and

"A bill to make certain amendments in the Code of Civil Procedure,"

Were severally taken up, the reports of the Judiciary Committee concurred in, and

Passed their several readings under suspension of the rules.

A message was received from the Senate, transmitting

A bill to amend the charter of the Western Rail Road Com-

pany and to build a branch of said Rail Road to the Town of Selma, in Johnston County.

Ordered printed.

Also,

A message, with information that the Senate had concurred in the report of the Committee on Bribery and Corruption, and

Transmitting, for information of the House,

A resolution concerning the Senator from the 32d Senatorial District.

Mr. Estes moved to concur in so much of the action of the Senate as discharged the Committee on Bribery and Corruption from further investigation.

On this motion

Mr. Malone called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Ashworth, Blair, Carey, Davidson, Estes, Forkner, Foster, Franklin, Gahagan, Gibson, Graham, Grier, Gunter, Harris of Wake, Hayes, Hendricks, Hicks, Hodgin, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Morrill, Pearson, Pou, Ragland, Renfrow, Robinson, Reynolds, Seymour, Simonds, Snipes, Stilley, Vest, Waldrop, White, Williamson, Wilson and Wiswall—49.

Those who voted in the negative were:

Messrs. Boddie, Carson, Cawthorn, Cherry, Harris of Franklin, High, Hinnant, Hodnett, Leary, Malone, Mendenhall, Moore, Price, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Sykes, Welch, Wilkie and Williams of Harnett—21.

On motion of Mr. Graham,

The House then adjourned.

FRIDAY, February 5th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Hudson, of the City.

Mr. Pearson introduced

A resolution instructing the Committee on Public Buildings and Grounds concerning an office for the State Geologist, etc.

Laid over.

Mr. Mendenhall introduced

A resolution concerning the State Board of Education.

Laid over.

Mr. Mendenhall, from the Committee on Education, reported

Resolution passed by the Board of Education, favorably;

And a bill for the reconstruction of the University of the State, recommending its reference to the State Board of Education.

Mr. Moore introduced

A bill to amend section 400 of the Code of Civil Procedure.

Referred to Judiciary Committee.

Mr. Painter introduced

A bill to authorize the Commissioners of Jackson County to issue bonds.

Referred to Committee on Counties and Townships.

Mr. Williamson introduced

A bill to prevent the sale of intoxicating liquors at or near White's Chapel, in Franklin County.

Referred to the Committee on Propositions and Grievances.

Mr. Smith, of Alleghany, introduced

A bill for the relief of S. A. Kelly, Sheriff of Davie County.

Referred to the Committee on Private Bills.

On motion of Mr. Estes,

The rules were suspended, and

The bill to raise revenue was taken up.

Mr. Hodgin moved to amend by striking out the word "fif-

teen" in line 3, section 27, and inserting in lieu thereof, the word "twenty-five."

And on this motion called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Boddie, Davidson, Franklin, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Hudgings, Ingram, Leary, Long of Chatham, Moring, Pearson, Price, Proffitt, Shaver, Snipes, White and Williams of Harnett—21.

Those who voted in the negative were:

Messrs. Ames, Banner, Blair, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davis, Dixon, Estes, Farrow, Forkner, Foster, Gahagan, Gibson, Gilbert, Grier, Hicks, High, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Richmond, Mayo, McCanless, McMillan, Moore, Morrill, Morris, Rea, Renfrow, Robinson, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Sykes, Vestal, Vest, Welch, Wilkie, Williamson and Wilson—48.

Mr. Hodnett moved to amend section 36, by inserting after the word "incorporated," in line 1, the words "in this State."

Adopted.

Mr. Welch moved to amend section 38, line 3, by inserting, after the word "day," the word "of."

Adopted.

Mr. Pearson moved to amend section 1, class 1, by striking out in line 2 the words "two-fifths," and inserting in lieu thereof the words "one-third."

Not adopted.

Mr. Welch moved to amend section 42, by striking out in lines 5 and 6 the words "day of every month," and inserting in lieu thereof the words "Monday in January, April, August and December."

Adopted.

Mr. Welch moved to amend section 43, line 6, by inserting

after the word "penalty," the words "not to exceed," and by inserting after the word "dollar," in same line, the words "at the discretion of the Court."

Adopted.

Mr. Welch moved to amend the same section by inserting, in parenthesis, after the word "court" the words "and in default of the payment of such fine, he may be imprisoned for not more than one month, at the discretion of the Court."

Adopted.

Mr. Hodgin offered the following as a substitute for section 29:

"SEC. 29. On each lawyer and physician, ten dollars."

Adopted.

Mr. Seymour moved to amend section 2, page 2, line 16, by inserting after the word "indebted" the words "under any existing contract."

Adopted.

Mr. Estes offered the following as a substitute for section 26:

"SEC. 26. Every licensed retailer of sprituous liquors, wines or cordials, thirty-five dollars for one year; every retailer of malt liquors only shall pay five dollars. The taxes in this section shall be in addition to the tax imposed on purchasers of liquors in this Schedule."

Adopted.

Mr. Welch moved to amend by striking out all after the word "amount" in line 11, section 16, down to and including the word "excess," in line 12.

Adopted.

Mr. Leary moved to amend by striking out in line 8, section 2, the words "one month," and inserting in lieu thereof the words "sixty days."

Adopted.

The bill then passed its second reading, as amended, by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Blair, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Davidson, Estes, Forkner, Foster, French, Gahagan, Gilbert, Graham, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Richmond, Mayo, McCanless, Morrill, Morris, Pearson, Price, Renfrow, Reynolds, Seymour, Siegrist, Snipes, Stilley, Sweat, Vestal, Vest, Waldrop, White, Wilkie, Williamson, Wilson and Wiswall—50.

Those who voted in the negative were:

Messrs. Allison, Boddie, Cherry, Davis, Grier, Hicks, High, Hinnant, Hodnett, Kelly of Moore, Long of Chatham, Mendenhall, Moore, Painter, Pou, Proffitt, Robinson, Smith of Allegany, Smith of Wayne, Sykes, Welch and Williams of Harnett—22.

On motion of Mr. Estes,

The bill was then ordered to be printed and made Special for Monday, at 11 o'clock.

The Speaker appointed

Messrs. Rea, Ingram and Ashworth as a Special Committee for consideration of the bill in relation to fishing on the Albemarle Sound.

A message was received from the Governor, transmitting

A communication from the citizens of Louisville, Kentucky, in regard to the erection of a monument to the memory of Union Soldiers.

Referred to Committee on Propositions and Grievances.

A message was received from the Senate, transmitting, for consideration of the House,

A bill concerning the settlement of the estates of deceased persons.

A bill in relation to the Lunatic Asylum.

A bill to incorporate the Jonesville and Washington Rail Road Company;

A bill to punish persons injuring or killing live stock;

A bill to amend the charter of the Town of Lenoir;

A bill to declare persons of color competent to testify in all cases.

A bill in favor of Wm. A. Philpott, late Sheriff of Granville, and John L. Harris of Person County;

A bill in regard to the election of Municipal officers, in the Town of Hertford, Perquimans County;

A resolution granting one thousand dollars to the University of the State;

A bill to prevent the sale of spirituous liquors within two miles, or less, of the Bingham School, and

A bill to amend the twenty-first section of the thirty-fourth chapter of the Revised Code.

On motion of Morris,

The House then adjourned.

SATURDAY, February 6th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Waldrop introduced

A resolution authorizing the Commissioners of Polk County to levy a special tax.

Referred to Committee on Propositions and Grievances.

Mr. Harris, of Wake, introduced

A resolution concerning the Code Commission.

Laid over.

Mr. McCanless presented

A petition from the citizens of Stokes in relation to the present law concerning fences.

Referred to Committee on Propositions and Grievances.

Mr. Pou introduced

A resolution in regard to *per diem*.

Laid over.

Mr. Vest introduced

A bill to punish persons for violating Town laws.

Referred to Judiciary Committee.

Mr. Morrill, from the Committee on Private Bills, to whom was referred

A resolution in favor of John R. Smith, late Tax Collector for Wayne, and

A resolution in favor of J. C. Byers, Sheriff of Cleveland County,

Reported the same favorably;

Both of which were subsequently adopted, under suspension of the rules.

Mr. Harris, of Wake, from the Committee on Propositions and Grievances, to whom was referred

A bill to grant a lot in the City of Raleigh to Trustees, to be used for the education of children,

Reported the same favorably; and the same, under suspension of the rules,

Passed its several readings.

On motion of Mr. Ragland,

The rules were suspended and

A bill to stay judgments, etc., was taken up, and

On motion of Mr. McCanless,

The same was tabled.

Mr. Pou introduced

A bill in relation to Salaries and Fees.

Made Special for Thursday next.

Mr. French introduced

A bill to authorize the exchange of certain bonds issued for Internal Improvement purposes for new bonds.

Referred to Finance Committee.

Mr. French introduced

A bill to incorporate the Cape Fear Agricultural Association, &c., together with a petition concerning the same.

Referred to Committee on Corporations.

On motion of Mr. White,

A bill in regard to the election of municipal officers in the Town of Hertford, Perquimans County, was taken up, and the same

Passed its several readings under suspension of the rules.

On motion of Mr. Estes,

The rules were suspended, and

A resolution authorizing the State Board of Education to sell the stock now owned by the school fund in the Wilmington and Manchester Rail Road, etc., was taken up.

Mr. Seymour offered to amend by the addition of a proviso;

Which was adopted, and

The question being on the adoption of the resolution as amended,

Mr. Welch called for the yeas and nays.

The call being sustained,

The resolution passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Blair, Carey, Cawthorn, Cherry, Downing, Estes, French, Gahagan, Graham, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Ingram, Justice of Rutherford, Kelly of Moore, Leary, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Morrill, Morris, Pearson, Price, Rea, Reynolds, Siegrist, Simonds, Snipes, Stilley, Vest, White, Williamson and Wiswall—39.

Those who voted in the negative were:

Messrs. Allison, Banner, Boddie, Carson, Clayton of Transylvania, Davis, Farrow, Ferebee, Forkner, Gibson, Gilbert, Grier, Hicks, High, Hinnant, Hodnett, Hudgings, Justus of Henderson, Kelly of Davie, Kinney, Long of Chatham, Painter, Proffitt, Ragland, Renfrow, Robinson, Shaver, Smith of Alle-

ghany, Smith of Wayne, Sweat, Sykes, Waldrop, Welch, Wilkie and Wilson—35.

Mr. Ingram presented

A memorial from the Trustees of the Baptist Church of Raleigh.

Made Special for Tuesday, February 9th.

Mr. Justus, of Rutherford, introduced

A resolution to authorize the printing of the calendar.

Laid over.

On motion of Mr. Stilley,

The rules were suspended, and

A bill to incorporate the Jamesville and Washington Rail Road Company was taken up; and the same

Passed its several readings.

On motion of Mr. Robinson,

The rules were suspended, and

A resolution in favor of J. L. Moore was taken up.

Mr. Robinson moved to amend the same by the addition of the words, "This authority shall cease on the first day of October, 1869."

Adopted.

The resolution, as amended, was then adopted.

On motion of Mr. Robinson,

A resolution in favor of A. L. Parton was taken up; and the same, amended as the preceding resolution, was

Adopted.

On motion of Mr. French,

The rules were suspended, and

A bill to incorporate the New Hanover Agricultural Society was taken up; and the same

Passed its final reading.

On motion of Mr. Ragland,

The rules were suspended, and

A bill in favor of William A. Philpott, late Sheriff of Granville, and John L. Harris of Person County, was taken up; and the same

Passed its second reading.

A bill to incorporate the Cape Fear Insurance Company was taken up, under suspension of the rules; and the same

Passed its several readings.

A bill to amend the charter of the Town of Statesville was taken up.

The yeas and nays not having been called on the second passage of the bill, and the Constitution requiring the same, the bill was declared passed its first reading.

Ordered printed and re-referred to the Committee on Corporations.

Mr. Leary, from the Committee on Corporations, to whom was referred

A bill in relation to the Fayetteville and Albemarle Plank Road,

Reported the same favorably; and the same,

Under suspension of the rules, passed its several readings.

The House then adjourned.

MONDAY, February 8th, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Smith, of Wayne, presented

A petition from the citizens of Goldsboro' against the extension of the corporate limits of said Town.

Referred to the Committee on Corporations.

Mr. Long, of Richmond, introduced

A resolution authorizing the Commissioners of Richmond County to levy a special tax.

Referred to Committee on Finance.

Mr. Green introduced

A bill authorizing Jonathan Mann, late Sheriff of Stanly County, to collect arrears of taxes.

Referred to Committee on Private Bills.

Mr. Justus introduced

A bill for the relief of sureties.

Referred to Judiciary Committee.

Mr. French introduced

A resolution amendatory of the rules for the government of the House.

Adopted under suspension of the rules.

On motion of Mr. Mendenhall,

The rules were suspended, and

A resolution authorizing the State Board of Education to sell the stock now owned by the Public School Fund in the Wilmington and Manchester Rail Road, etc., was taken up; and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Blair, Carey, Cawthorn, Cherry, Crawford, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of Wake, Hendricks, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Leary, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Morrill, Morris, Parker, Pearson, Price, Reynolds, Siegrist, Simonds, Snipes, Stilley, Vestal, Vest, Waldrop, White, Williamson and Wiswall—45.

Those who voted in the negative were:

Messrs. Allison, Banner, Boddie, Carson, Clayton of Transylvania, Davis, Davidson, Farrow, Ferebee, Gibson, Green, Grier, Hicks, High, Hinnant, Hodnett, Kelly of Davie, Long of Chatham, Moore, Painter, Proffitt, Renfrow, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Sweat, Welch and Wilson—29.

On motion of Mr. Justus,

A bill to allow citizens of the State to practice law was taken up under suspension of the rules.

The question being on the passage of the bill on its second reading,

Mr. Downing called for the yeas and nays.

The call being sustained,

The bill passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Blair, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Ellington, Estes, Farrow, Ferebee, Forkner, Foster, Franklin, Gahagan, Graham, Green, Harris of Wake, Hayes, Hendricks, Hicks, Hinnant, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Leary, Long of Chatham, Long of Richmond, Mayo, McMillan, Morrill, Morris, Parker, Pearson, Peck, Pou, Reynolds, Siegrist, Simonds, Snipes, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, Whitley, Williamson and Wilson—53.

Those who voted in the negative were:

Messrs. Davidson, Downing, Gibson, Grier, High, Hodnett, Jarvis, Kelly of Davie, Malone, McCanless, Mendenhall, Moore, Robinson, Shaver, Smith of Alleghany and Smith of Wayne—15.

Mr. Malone recorded his vote, by consent, in the negative.

The bill then passed its final reading.

On motion of Mr. Ferebee,

A bill to amend the charter of the Town of Lenoir, Caldwell County, was taken up under suspension of the rules; and the same

Passed its second and third readings.

A bill to allow the Commissioners of the Town of Rutherfordton to levy a special tax was taken from the calendar; and the same

Passed its final reading by the following vote:

Those who voted in affirmative were:

Messrs. Allison, Ashworth, Banner, Barnett, Blair, Boddie, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Davis, Davidson, Downing, Ellington, Estes, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gatling,

Gibson, Gilbert, Graham, Green, Grier, Hayes, Hicks, High, Hinnant, Hodnett, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore, Morrill, Morris, Painter, Peck, Price, Proffitt, Rentrow, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Waye, Stilley, Sweat, Vest, Waldrop, Welch, White, Williamson and Wilson—68.

The hour for the Special Order having arrived, it being

A bill to raise revenue, the same was taken up.

Mr. Estes moved to amend by inserting in line 6, section 16, Schedule B, after the word "license" the words "and shall in no instance be less than five dollars."

Adopted.

Mr. Estes moved to amend further, by inserting in line 1, section 17, Schedule B, after the word "hotels" the words "boarding houses, except those used for educational purposes."

Adopted.

Mr. French moved to amend by striking out in line 2, section 1, Schedule B, the word "ten" and inserting the word "five;" also, by striking out, in the same section, line 5, the words "one hundred," and inserting "fifty."

Adopted.

Mr. French moved to amend further, by striking out the word "menageries," in line 1, section 3, Schedule B; also by striking out, in line 4, same section, the word "ten" and inserting "five."

Adopted.

Mr. Stilley offered the following as a substitute for section 21:

"SEC. 21. Each deck of cards shall be taxed twenty-five cents, to be listed and paid by the owner thereof."

The question being on the adoption of the substitute,

Mr. Stilley called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Boddie, Carson, Carey, Cawthorn, Cherry, Crawford, Ferebee, Forkner, Franklin, French, Gilbert, Grier, Harris of Wake, Hendricks, Hicks, High, Hodnett, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, McMillan, Mendenhall, Moore, Morrill, Morris, Painter, Parker, Pearson, Proffitt, Smith of Alleghany, Snipes, Stilley, Sweat, Vest, White and Wilson—41.

Those who voted in the negative were:

Messrs. Allison, Ames, Ashworth, Banner, Barnett, Blair, Clayton of Transylvania, Davis, Davidson, Downing, Ellington, Estes, Farrow, Gahagan, Gibson, Graham, Green, Hayes, Hinnant, Horney, Jarvis, Justus of Henderson, Mayo, McCanless, Peck, Pou, Price, Rea, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Wayne, Vestal, Waldrop, Welch and Williamson—40.

Mr. Estes moved to strike out section 21.

Pending which,

On motion of Mr. Stilley,

The House adjourned to meet again at 7½ o'clock, P. M.

EVENING SESSION.

7½ O'CLOCK, P. M.

The unfinished business of the morning was taken up, it being,

A bill to raise revenue.

Mr. French moved to amend section 4, Schedule B, lines 1

and 3, by inserting after the word "circus" the word "menagerie."

Adopted.

Mr. French moved to amend section 28, Schedule B, line 1, by inserting after the word "dentist" the words "medical practitioner."

Adopted.

Mr. French moved to amend section 6, line 4, Schedule B, by striking out the words "or otherwise."

Adopted.

Mr. Estes moved to amend by striking out section 21, Schedule B.

The section being stricken out,

Mr. Estes offered the following as a substitute therefor:

"SEC. 21. Every person who purchases in the State, or brings into the State, for sale or use, playing cards, shall pay a tax of twenty-five cents for each separate deck or pack so bought or brought into the State."

Adopted.

Mr. Downing moved to amend by striking out section 6.

Mr. Ellington offered a substitute for the amendment by letting the section stand and striking out in line 4 the words "one hundred" and inserting the word "ten."

Adopted.

Mr. Estes moved to amend by adding to section 37, Schedule B, the words: "*Provided*, That nothing in this section shall apply to licensed practicing physicians, lawyers and dentists."

Adopted.

Mr. McMillan moved to amend section 22, Schedule B, by adding thereto the words "and it no price is charged by the season, there shall be a tax of ten dollars."

Adopted.

Mr. French moved to amend section 12, Schedule B, by

striking out, in line 4, the word "five," and inserting in lieu thereof the words "two-fifths of one."

Pending which motion,

The House adjourned.

TUESDAY, FEBRUARY 9th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Justice presented

A petition from a portion of the citizens of Rutherford County, petitioning against the establishment of a new County.

Mr. Gilbert presented

A petition from a portion of the citizens of Rutherford and Cleveland, petitioning for the establishment of a new County.

Both referred to the Committee on Counties and Townships.

Mr. Gilbert introduced

A bill to prohibit the sale of intoxicating liquors in the Town of Marion.

Referred to Committee on Corporations.

By leave, Mr. Malone recorded his vote on the passage of the bill to allow citizens of the State to practice law. He voted in the negative.

The hour for the first Special Order having arrived, it being

A bill in favor of Mark M. Williams, etc., the same was

Postponed until Saturday next.

The hour for the second Special Order having arrived, it being

A bill concerning Inspectors for the City of Wilmington, the same was taken up.

Mr. McMillan offered various amendments, when

Mr. Foster moved to indefinitely postpone the consideration of the bill.

Mr. Pou moved to lay this motion on the table.

Which motion prevailed.

Mr. Estes moved to refer to a Special Committee of five.

Mr. French moved to amend by referring to the Committee on Corporations.

Mr. French moved to amend the amendment by referring to Committee on Counties and Townships, when,

On motion of Mr. Estes,

Further consideration of the subject was postponed, and

The bill to raise revenue was taken up.

The question being on the amendment offered by Mr. French, viz: to strike out, in line 4, section 12, Schedule B, the word "five" and insert "two-fifths of one,"

Mr French called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Blair, Crawford, French, Green, Price, Renfrow, Sweat and Williamson—9.

Those who voted in the negative were:

Messrs. Armstrong, Ashworth, Banner, Barnett, Boddie, Carson, Cawthorn, Cherry, Clayton of Transylvania, Davis, Dixon, Downing, Ellington, Estes, Farrow, Ferebee, Forkner, Foster, Gahagan, Gibson, Gilbert, Graham, Grier, Hawkins, Hendricks, High, Hinnant, Hodgin, Hodnett, Horney, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore, Morrill, Morris, Nicholson, Painter, Parker, Pearson, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Snipes, Stanton, Stevens, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Sampson, Wilson and Wiswall—73.

Mr. Welch moved to amend by striking out, in line 2, sec-

tion 1, class 1, the words "two-fifths," and inserting "one-fourth,"

And, on the adoption of the amendment, called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Crawford, Davis, Estes, Ferebee, French, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hendricks, High, Hinnant, Hodnett, Hoffman, Hudgins, Jarvis, Long of Chatham, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore, Nicholson, Painter, Proffitt, Robinson, Reynolds, Shaver, Siegrist, Smith of Alleghany, Stanton, Stevens, Sykes, Thompson, Vestal, Waldrop, Welch, Williamson, Wilson and Wiswall—46.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carson, Carey, Cawthorn, Davidson, Dixon, Downing, Ellington, Forkner, Foster, Franklin, Gahagan, Graham, Harris of Wake, Hodgin, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Richmond, Parker, Pearson, Peck, Pou, Price, Renfrow, Seymour, Simonds, Snipes, Stilley, Sweat, Vest, White and Williams of Sampson—38.

Mr. French moved to reconsider the vote just taken, he having changed his vote from the negative to the affirmative for that purpose.

Mr. Welch moved to lay this motion on the table.

Mr. Estes moved to adjourn.

On this motion Mr. Welch called for the yeas and nays.

The call being sustained,

The House refused to adjourn by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carson, Cawthorn, Crawford, Downing, Ellington, Estes, Forkner, French, Gahagan, Graham, Green, Harris of Wake, Hodgin, Ingram, Justice

of Rutherford, Kelly of Davie, Leary, Long of Richmond, McCanless, Morris, Parker, Pearson, Peck, Proffitt, Rea, Renfrow, Snipes, Stilley, Sweat, Thompson, Vest, White, Williamson and Wiswall—38.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Banner, Boddie, Carey, Clayton of Transylvania, Davis, Dixon, Ferebee, Foster, Gibson, Grier, Harris of Franklin, Hawkins, Hendricks, High, Hinnant, Hodnett, Horney, Jarvis, Justus of Henderson, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Moore, Nicholson, Painter, Pou, Price, Robinson, Reynolds, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Stevens, Sykes, Vestal, Waldrop, Welch, Williams of Sampson and Wilson—45.

The question recurring on the motion to lay on the table the motion to reconsider,

Mr. Painter called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Davis, Davidson, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hendricks, High, Hinnant, Hodnett, Long of Chatham, Malone, McMillan, Mendenhall, Moore, Nicholson, Painter, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Welch and Williams of Sampson—30.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Gilbert, Graham, Harris of Wake, Hodgin, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Richmond, Mayo, McCanless, Morris, Parker, Pearson, Peck, Pou, Price, Rea, Renfrow, Reynolds, Seymour, Siegrist, Simonds, Snipes, Stevens, Stilley,

Sweat, Sykes, Vestal, Vest, Waldrop, White, Williamson, Wilson and Wiswall—57.

The question then recurring on the motion to reconsider,

Mr. Painter moved to adjourn,

And the motion prevailed, the House having previously agreed to hold night session.

WEDNESDAY, February 10th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Mendenhall, from the Committee on Education, to whom was referred

A resolution granting twelve thousand dollars to the University of North Carolina,

Reported the same favorably.

Mr. French, from the Committee on Counties and Townships, to whom was referred

A bill to authorize the Commissioners of Pasquotank to levy a special tax,

Reported the same favorably;

Also,

A bill to regulate and make uniform all applications to the Legislature for the erection of new Counties in this State, unfavorably.

Mr. Barnett, from the Committee on Corporations, to whom was referred

A bill to incorporate the Cape Fear Agricultural Association,

Reported the same favorably, with an amendment;

Also,

A bill to extend the corporate limits of the Town of Goldsboro', favorably.

A message was received from the Senate, transmitting for consideration of the House,

A bill to lay off the homestead and personal property exemption;

A bill to change the time of holding Courts in Hyde and Martin Counties;

A resolution in favor of W. J. W. Crowder;

A resolution in favor of Moore & Cashwell;

A bill to amend an act entitled "An act to incorporate the Town of Lillington, in New Hanover County;"

A bill to incorporate the Tabasco Lodge of Masons;

A bill to incorporate Richland Lodge, in the Town of Thomasville, Davidson County; and

A bill to incorporate the Woodlawn Cotton and Woolen Manufacturing Company, in the County of Gaston, N. C.

Also a message, with information that the Senate had amended House bill to incorporate the Castle Hayne Vineyard Company by striking out the name of "Wm. H. Willard."

Laid over.

Also a message, with information that the Senate had amended House bill to renew the charter of the Richmond Manufacturing Company by adding the name of "A. J. DeRossett" among the incorporators, and by striking out in section first, the words "fifty thousand," and inserting in lieu thereof the words "two hundred thousand."

The House concurred in the amendments.

A communication was received from the Code Commission, transmitting for consideration of the House,

A bill to prevent the taking of illegal fees under Title XVII of the Code of Civil Procedure, and to extend the time allowed in section 400 of said Title.

Referred to Judiciary Committee.

Mr. Hodgin introduced

A bill to allow the Auditor and Treasurer to pack up and store away old papers of their respective offices, which,

Under suspension of the rules, passed its several readings.

Mr. Shaver introduced

A bill authorizing the Commissioners of the Town of Salisbury to issue bonds.

Referred to Committee on Corporations.

Mr. Moore introduced

A bill to incorporate Mebanesville Lodge, No. 272, of A. Y. M., in the Town of Mebanesville, Alamance County.

Referred to Committee on Corporations.

Mr. Price introduced

A bill to incorporate the Joseph C. Abbott Fire and Relief Association of Wilmington, N. C.

Same reference.

On motion of Mr. Renfrow,

The rules were suspended, and a bill authorizing the Commissioners of Halifax County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Davis, Durham, Estes, Farrow, Ferebee, Forkner, Franklin, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Harris of Wake, Hendricks, Hicks, High, Hinnant, Hodgin, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moring, Morrill, Nicholson, Painter, Price, Proctor, Proffitt, Renfrow, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vestal, Vest, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—75.

On motion of Mr. Pou,

The rules were suspended, and

A bill to repeal an act entitled "An act to provide for the

employment of convicts and the erection of a Penitentiary" was taken up, and the same

Passed its several readings.

By leave, Mr. Sinclair recorded his vote in the negative on the passage of the bill to allow citizens of the State to practice law; also, Messrs. Durham, Williams of Harnett and Proctor.

On motion of Mr. Jarvis,

The rules were suspended, and

A bill to change the time of holding Courts in Hyde and Martin was taken up, and the same

Passed its several readings.

By leave, Mr. Seymour, from the Judiciary Committee, reported

A bill to authorize the Commissioners of Union County to levy a special tax, favorably;

A bill to amend section 400 of the Code of Civil Procedure, favorably;

A bill requiring contracts for the State to be advertised, favorably, with amendment;

A bill to punish persons for violating Town laws, favorably;

A bill to allow probate of deeds and other instruments, in certain cases, favorably;

A bill to prevent Justices of the Peace from practicing law in certain cases, favorably;

A bill to authorize elections in certain Towns in this State, favorably, with amendments;

A bill to declare persons of color competent to testify in all cases, favorably;

A bill to amend the law of evidence, unfavorably;

A bill in regard to obtaining license to practice law in this State, without recommendation;

A bill to extend the time within which certain widows may dissent from a deceased husband's will, unfavorably; and

A petition from a portion of the citizens of Gaston County, asking to be discharged from its further consideration.

On motion of Mr. Seymour,

The rules were suspended, and a bill to amend Title VI, section 68, of Code of Civil Procedure, was taken up, and the same

Passed its several readings.

On motion of Mr. Estes,

The rules were suspended, and the bill to raise revenue was taken up.

The question being on the motion to reconsider the vote by which the words "two-fifths" were stricken out, and the words "one-fourth" inserted, in line 2, section 1, class 1,

Mr. Estes called for the yeas and nays.

The call being sustained,

The motion to reconsider prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Carson, Carey, Cawthorn, Crawford, Dixon, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hodgin, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Long of Richmond, Mayo, Moring, Morrill, Morris, Parker, Pearson, Peck, Pou, Price, Proctor, Renfrow, Robbins, Reynolds, Seymour, Sinclair, Snipes, Stilley, Sweat, Vestal, Vest, Waldrop, White, Whitley, Williamson, Wilson and Wiswall—54.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Durham, Farrow, Ferebee, Gibson, Grier, Hawkins, Hendricks, High, Hinnant, Hodnett, Jarvis, Long of Chatham, Malone, Mendenhall, Moore, Nicholson, Painter, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Welch, Williams of Harnett and Williams of Sampson—30.

The question then being on the motion named, to strike out and insert,

Mr. Welch called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Grier, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Justus of Henderson, Long of Chatham, Malone, Moore, Nicholson, Painter, Robinson, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Waldrop, Welch and Williams of Harnett—32.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Carson, Carey, Cawthorn, Crawford, Dixon, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hodgin, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Richmond, Mayo, McCanless, Moring, Morrill, Morris, Parker, Pearson, Peck, Pou, Price, Proctor, Renfrow, Robbins, Reynolds, Seymour, Sinclair, Snipes, Stilley, Sweat, Sykes, Vestal, Vest, White, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—57.

Mr. Estes moved to amend by striking out, in line 2, section 15, Schedule B, the words "one-half," and inserting in lieu thereof the words "two-fifths."

Adopted.

Mr. Moore offered the following as a substitute for section 29, Schedule B:

"Sec. 29. Every lawyer and physician shall pay a tax of two and-a-half per cent. on the gross amount of his receipts over five hundred dollars."

Mr. Harris, of Wake, offered the following as a substitute for the amendment:

"Sec. 29. On each lawyer, ten dollars."

The question being on the adoption of the substitute for the amendment,

Mr. Justus called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Blair, Boddie, Clayton of Transylvania, Crawford, Davis, Durham, Estes, Farrow, Ferebee, Foster, French, Gibson, Gilbert, Green, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, High, Hodnett, Horney, Hudgings, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Long of Richmond, Malone, McCanless, McMillan, Mendenhall, Moore, Morrill, Nicholson, Painter, Pearson, Price, Proffitt, Robinson, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne, Stevens, Sykes, Vestal, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—59.

Those who voted in the negative were:

Messrs. Ames, Banner, Barnett, Carson, Cawthorn, Dixon, Ellington, Forkner, Franklin, Gahagan, Graham, Hinnant, Hodgin, Ingram, Kelly of Moore, Leary, Long of Chatham, Mayo, Moring, Morris, Parker, Peck, Pou, Proctor, Renfrow, Reynolds, Snipes, Stanton, Stilley, Sweat, Thompson, Vest, Waldrop, Welch and White—35.

Mr. French then offered the following as a substitute for the substitute just adopted:

"Sec. 29. On each lawyer twenty dollars, and on each physician two per cent. on his gross receipts over eight hundred dollars."

Mr. Durham moved to amend the amendment by striking out all after the word "dollars."

Pending which,

On motion of Mr. Ames,

The House adjourned to meet again at 10 o'clock Thursday.

THURSDAY, February 11th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Cardon, of the City.

Mr. Mendenhall, from the Committee on Education, to whom was referred

A bill to provide a system of public instruction,

Reported the same favorably, with amendments.

Ordered to be printed.

Mr. Harris, from the Committee on Propositions and Grievances, reported

A bill to empower W. T. Rhodes, R. M. Orrell, and others, to remove obstructions out of the Cape Fear River, favorably;

A bill to prevent the obstruction of Fish in Little River, to K. B. Whitley's mill, in Johnston County, favorably; and

A memorial from the Trustees of the Baptist Church in Raleigh, unfavorably.

Mr. Dixon, from the Committee on Claims, reported

A resolution in favor of John M. Bateman, favorably; and

A resolution in favor of J. K. Grady, favorably.

A bill to amend chapter 40 of the Revised Code was taken from the calendar.

The amendments of the Committee on Judiciary were concurred in; and the bill

Passed its second reading, and was

Ordered to be printed for its third.

On motion of Mr. Ingram,

The rules were suspended, and

A bill to authorize elections in certain Towns in this State was taken up; and the same, being slightly amended,

Passed its second and third readings.

Mr. Seymour, from the Committee on Judiciary, reported

A bill authorizing Justices of the Peace to administer oaths in all cases, and to take depositions, favorably, with amendments;

A bill to make it a high misdemeanor to obtain goods under false pretense, favorably, with amendments; and

A bill authorizing the County Commissioners of Jackson to issue bonds, favorably.

By leave, Mr. Sweat withdrew a bill to amend the law of evidence.

A bill to declare persons of color competent to testify in all cases was taken up.

Mr. Pou offered the following as a preamble to the bill:

"WHEREAS, Questions have been raised in some parts of the State as to the competency of persons of color to testify in certain cases; therefore."

Adopted.

Mr. Price offered a substitute for section 2.

Adopted.

Mr. Malone offered two additional sections, to be titled sections 3 and 4.

Adopted.

The bill passed its second reading.

The question then being on the passage of the bill on its third reading,

Mr. Morris called for the yeas and nays.

The call being sustained,

The bill passed by the following vote:

Those who voted in the affirmative were:

Messrs Ames, Argo, Ashworth, Banner, Barnett, Barnes, Blair, Carson, Carey, Cawthorn, Dixon, Downing, Ellington, Ferebee, Forkner, French, Gahagan, Gilbert, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hinnant, Hodgin, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Malone, Mayo, McCanless, McMillan, Mendenhall, Morris, Parker, Pou, Price, Renfrow, Robbins, Robinson, Reynolds, Seymour, Siegrist, Sinclair, Stilley, Sykes, Vestal,

Vest, Waldrop, Welch, White, Whitley, Williams of Sampson, Williamson and Wilson—60.

Those who voted in the negative were:

Messrs. Clayton of Transylvania, Durham, Gibson, Hawkins, High, Leary, Moore, Nicholson, Painter, Proffitt, Shaver, Smith of Alleghany, Stevens, Sweat, Thompson, and Williams of Harnett —16.

On motion of Mr. Harris, of Wake,

A bill to prescribe the power and duty of the Governor in respect to fugitives from justice was

Made Special for Friday at 11 o'clock.

On motion of Mr. Ames,

The House then adjourned.

FRIDAY, February 12th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Hudson, of the City.

Mr. Vest presented

A petition from a portion of the citizens of Forsythe County concerning the North Western North Carolina Rail Road.

Referred to Committee on Internal Improvements.

Mr. Pou introduced

A resolution fixing a day of adjournment.

Laid over.

Mr. Sinclair introduced

A bill concerning public roads and bridges in the County of Robeson.

Referred to the Committee on Private Bills.

Mr. Ragland introduced

A bill concerning the Superior Court in Granville County.

Referred to Judiciary Committee.

Mr. Shaver introduced

A bill to change the Courts of the 8th Judicial District.

Referred to Judiciary Committee.

Mr. Estes introduced

A resolution fixing a day of adjournment.

Laid over.

Mr. Williams, of Harnett, introduced

A resolution concerning certain Town elections, etc.

Laid over.

Mr. Stilley introduced

A bill to amend the charter of the Town of Washington.

Referred to the Committee on Corporations.

Mr. Durham introduced

A bill to declare David Beam a citizen of Cleveland County.

Laid over.

On motion of Mr. French,

The rules were suspended, and

A resolution empowering the Committee on Counties and Townships to employ a Clerk temporarily was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Carson, Carey, Clayton of Transylvania, Davidson, Ellington, Forkner, Foster, French, Gahagan, Gilbert, Graham, Green, Harris of Wake, High, Horney, Ingram, Justus of Henderson, Kelly of Davie, Kinney, Long of Richmond, Malone, Moring, Morrill, Parker, Price, Proctor, Reynolds, Sinclair, Smith of Wayne, Snipes, Stanton, Stevens, Thompson, Vest and Williams of Harnett—42.

Those who voted in the negative were:

Messrs. Ames, Argo, Cawthorn, Davis, Durham, Gibson, Gunter, Harris of Franklin, Hendricks, Hicks, Hodgin, Hudgings, Laflin, Leary, Moore, Morris, Nicholson, Renfrow, Robbins, Robinson, Seymour, Shaver, Siegrist, Smith of Alleghany, Stilley, Sweat, Vestal, Waldrop, Welch, Whitley, Wilkie, Williams of Sampson, Williamson and Wilson—34.

Mr. Harris, of Franklin, introduced

A bill to declare void sales and purchases of slaves since the first day of January, 1863.

Referred to Judiciary Committee.

Mr. Painter introduced

A bill authorizing the Commissioners of the County of Jackson to levy a special tax for certain purposes.

Laid over.

On motion of Mr. Renfrow,

The rules were suspended, and

A bill authorizing the Commissioners of Halifax County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affimative were:

Messrs. Argo, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Clayton of Transylvania, Dixon, Ellington, Estes, Ferebee, Forkner, Foster, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Hayes, Hendricks, Hicks, High, Hodgin, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, Moring, Moore, Morrill, Nicholson, Painter, Pou, Proctor, Renfrow, Robbins, Robinson, Reynolds, Seymour, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—75.

On motion of Mr. Leary,

The rules were suspended, and

A bill to empower W. T. Rhodes, R. M. Orrell and others to remove obstructions out of the Cape Fear River was taken up.

Mr. Williams, of Harnett, moved to amend by striking out the word "Averysboro" and inserting "Northington's Ferry."

Adopted.

The bill, as amended, then passed its several readings.

On motion of Mr. Estes,

The rules were suspended, and

The bill to raise revenue was taken up.

The question being on the adoption of the substitute offered by Mr. French for section 29,

Mr. French moved to amend the same by striking out the words "twenty" and inserting "ten."

On this motion Mr. Durham called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Blair, Carson, Clayton of Transylvania, Crawford, Dixon, Franklin, French, Gahagan, Gilbert, Graham, Green, Gunter, Harris of Wake, Hawkins, Hendricks, Hicks, Hodgin, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kinney, Leary, Long of Richmond, Mayo, Morrill, Morris, Parker, Pou, Proctor, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Snipes, Stanton, Stevens, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Wilkie, Williamson, Wilson and Wiswall—53.

Those who voted in the negative were:

Messrs. Ames, Argo, Armstrong, Barnett, Barnes, Boddie, Cawthorn, Davis, Durham, Ellington, Ferebee, Forkner, Foster, Gibson, Hayes, High, Hinnant, Jarvis, Kelly of Davie, Kelly of Moore, Malone, Nicholson, Painter, Proffitt, Robbins, Smith of Alleghany, Smith of Wayne, Sykes, Thompson, Whitley, Williams of Harnett and Williams of Sampson—32.

The question then being on the adoption of the substitute, as amended,

Mr French called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Carson, Cawthorn, Davis, Davidson, Dixon, Ellington,

Forkner, Foster, French, Graham, Hinnant, Hodgin, Ingram, Kelly of Moore, Long of Richmond, Matheson, Mayo, Morris, Nicholson, Painter, Parker, Pou, Proffitt, Robbins, Robinson, Seymour, Sinclair, Smith of Alleghany, Snipes, Stanton, Stilley, Sweat, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—48.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Clayton of Transylvania, Durham, Estes, Ferebee, Franklin, Gahagan, Gibson, Gilbert, Green, Gunter, Hawkins, Hayes, Hendricks, Hicks, High, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Malone, McCanless, Moore, Morrill, Price, Renfrow, Shaver, Siegrist, Smith of Wayne, Stevens, Sykes, Thompson, Vestal and Williamson—38.

Mr. Estes then moved to amend the substitute by striking out the words from and including "two per cent." and inserting in lieu thereof the words "five dollars."

Adopted.

Mr. Estes offered a substitute for section 27.

Mr. Vest moved to amend the same by striking out the words "two hundred" and inserting in lieu thereof the word "twenty."

On this motion Mr. Gunter called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Banner, Barnes, Blair, Carson, Clayton of Transylvania, Crawford, Durham, Ellington, Ferebee, Foster, French, Gibson, Green, Hawkins, Hendricks, Hicks, High, Hinnant, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Richmond, Malone, Matheson, Mayo, McCanless, Moore, Nicholson, Painter, Proctor, Proffitt, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Thompson, Vestal, Vest,

Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—52.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Boddie, Cawthorn, Dixon, Estes, Forkner, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Hudgings, Jarvis, Justus of Henderson, Kinney, Laflin, Morrill, Morris, Parker, Price, Renfrow, Robbins, Reynolds, Seymour, Stanton, Sykes, White and Williams of Harnett—30.

Mr. Estes then moved to amend the same by striking out the word "twenty" and inserting "fifty."

On this motion Mr. Hayes called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Banner, Barnett, Boddie, Dixon, Estes, Forkner, French, Gahagan, Graham, Gunter, Hayes, High, Hodgin, Hudgings, Kelly of Moore, Kinney, Laflin, Leary, Parker, Pou, Price, Proctor, Renfrow, Reynolds, Seymour, Snipes, Stanton, White and Williams of Harnett—32.

Those who voted in the negative were:

Messrs. Barnes, Blair, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Davidson, Durham, Ellington, Ferebee, Foster, Gibson, Gilbert, Green, Harris of Wake, Hawkins, Hendricks, Hicks, Hinnant, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Long of Richmond, Malone, Matheson, Mayo, McCanless, Moore, Morrill, Nicholson, Painter, Proffitt, Ragland, Robbins, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—32.

The question being on the adoption of substitute, as amended,

The same was adopted.

On motion of Mr. Ragland,

The House then adjourned.

SATURDAY, FEBRUARY 13th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

A message was received from the Senate, with information that that body had concurred in the passage of the bill defining the power and duty of the Governor in relation to fugitives from justice, amending the same by striking out the word "capital," in section first, in which amendment the concurrence of the House was asked.

The House concurred.

Also a message, with information that the Senate had concurred in the passage of the resolution concerning State lines, amending the same by making the House branch of the Committee three instead of five.

The House refused to concur in the amendment; and

On motion of Mr. Estes,

A message was transmitted asking for the appointment of a Committee of Conference on the subject.

Mr. Laffin presented

The credentials of Mr. Richard Hilliard, member elect, from Pitt County, to fill the vacancy occasioned by the death of Hon. Richard Short; and

Mr. Hilliard came forward, was sworn, and took his seat.

A message was received from the Senate, transmitting

An act to amend section 3, chapter 39 of the Revised Code in regard to obtaining divorce; and

A bill to incorporate the Wilmington Life Insurance Company.

On motion of Mr. High,

The rules were suspended, and

A bill to authorize S. R. Bunting, late Sheriff of New Hanover County, to collect arrears of taxes was taken up; and the same

Passed its several readings.

Mr. French arose to a question of privilege, and stated to the House that the Auditor of State was under arrest, by order of Chief Justice Pearson, for not vacating a certain room in the Capitol Building, etc.

Mr. Estes moved that the Committee on Propositions and Grievances be instructed to retire immediately, and report some measure for the relief of the Auditor.

The motion prevailed, and the Committee retired accordingly.

Mr. Vestal introduced

A bill to authorize the late Sheriff of Yadkin County to collect arrears of taxes; and the same,

Under suspension of the rules, passed its several readings.

Mr. Leary introduced

A bill to incorporate the Cape Fear Express Steamboat Company.

Referred to Committee on Corporations.

Mr. Harris, of Wake, introduced

A bill to incorporate the Washington School Board.

Referred to Committee on Propositions and Grievances.

Mr. Stanton introduced

A bill to prevent the felling of trees in Contentnea Creek.

Same referrence.

Mr. Dixon introduced

A bill to change the time of holding terms of the Superior Court of Green and Lenoir Counties.

Laid over.

Mr. Hudgings introduced

A bill to prevent the distillation of grain.

Made Special for Friday next, at 11 o'clock.

On motion of Mr Estes,

The rules were suspended, and

A bill to incorporate the North Carolina Purchase and Trust Company was taken up; and the same

Passed its several readings.

Mr. Proctor, introduced

A bill to extend the corporate limits of the Town of Lumberton in the County of Robeson; and the same,

Under suspension of the rules, passed its several readings.

Mr. Hendricks introduced

A bill concerning the Commissioners of Surry County.

Referred to Committee on Private Bills.

On motion of Mr. Barnett,

The rules were suspended, and

A bill to consolidate and amend the several acts relating to the incorporation of the Town of Salisbury was taken up.

Mr. Shaver moved to postpone the bill indefinitely.

The motion did not prevail.

Mr. Barnett moved to amend by striking out, in section 4, the word "July," wherever it occurred, and inserting "January."

Adopted.

Mr. Barnett moved to amend further by inserting an additional section, to be titled "section 49."

The amendment was adopted; when,

On motion of Mr. Barnett,

Further consideration of the subject was postponed until Tuesday, the 16th instant at 11 o'clock.

Mr. Seymour moved to reconsider the vote by which a bill to authorize elections in certain Towns in this State was passed its final reading.

The motion prevailed.

Mr. Seymour then offered a substitute for section 2.

The substitute was adopted; and

The bill, as amended, passed its final reading.

On motion of Mr. Price,

The rules were suspended, and

A bill in relation to weighing rosin at the Port of Wilmington was taken up.

Slight amendments thereto were adopted; when

On motion of Mr. Sinclair,

Further consideration of the bill was postponed until Thursday next, at 11 o'clock.

Mr. Harris, from the Committee on Propositions and Grievances, then reported

A bill for the relief of the Auditor of the State; and

A resolution authorizing the Supreme Court to *nol. pros.* further action in the case of the Auditor.

The bill, under suspension of the rules, passed its several readings,

And the resolution was referred to Committee on Judiciary.

The Special Order was then taken up, it being

A bill in favor of Mark M. Williams.

Mr. Ingram moved to indefinitely postpone the same, and

The motion prevailed.

On motion of Mr. Leary,

The House then adjourned.

MONDAY, February 15th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Morris, of the House.

Mr. French introduced

A resolution amendatory of the rules of the House, restricting members taking part in debates to five minutes on each subject.

Mr. Seymour, from the Judiciary Committee, reported

A resolution authorizing the Supreme Court to *nol. pros.* further action against the State Auditor, unfavorably, and

A bill in relation to landlord and tenant, favorably, with amendments.

On motion of Mr. French,

The rules were suspended, and

The resolution amendatory of the rules of the House was taken up.

Mr. Downing moved to amend by striking out the word "five" and inserting "ten."

Adopted.

Mr. Harris, of Wake, moved to amend by adding the following proviso: "*Provided*, That this rule shall not apply to the school and militia bills."

Mr. Seymour moved to amend the amendment by adding thereto the words "*Provided further*, That any member may speak, not more than once, for not more than half an hour, to the main question, on any public bill."

The amendment to the amendment was adopted,

And the amendment, as amended, was adopted.

The resolution, as amended, was then adopted.

A message was received from the Senate, transmitting for consideration of the House,

A bill to provide for an assignment of rooms in the Capitol and Executive Mansion to the Supreme Court and State Executive Officers.

On motion of Mr. Sinclair,

The rules were suspended and the same was taken up.

Mr. Seymour moved to amend by striking out, in section 1, the words "the Supreme Court, and."

On this motion Mr. Seymour called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Boddie, Carson, Carey, Cawthorn, Clayton of Transylvania, Davidson, Downing, Durham, Farrow, Ferebee, Gibson, Green, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodgin, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Richmond, Malone, Matheson, McCanless, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Reynolds,

Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Thompson, Vestal, Waldrop, Welch, White, Whitley, Williams of Harnett and Williams of Sampson—60.

Those who voted in the negative were:

Messrs. Blair, Dixon, Ellington, Estes, Forkner, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hendricks, Horney, Justice of Rutherford, Kinney, Mayo, Morrill, Morris, Pearson, Price, Proctor, Renfrow, Robbins, Sinclair, Simonds, Stevens, Sykes, Vest, Wilkie, Wilson and Wiswall—32.

Mr. Argo offered the following as a proviso to the first section:

"*Provided*, That this act shall not be so construed as to empower the Governor to interfere with the assignment, made heretofore, of rooms to the Supreme Court."

Upon the adoption of this amendment,

Mr. Welch called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Boddie, Carson, Carey, Cawthorn, Clayton of Transylvania, Davis, Downing, Durham, Farrow, Ferebee, Forkner, Gibson, Green, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodgin, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Leary, Long of Richmond, Malone, Matheson, McCanless, Mendenhall, Moore, Nicholson, Painter, Parker, Pou, Price, Proffitt, Robinson, Reynolds, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vestal, Waldrop, Welch, White, Whitley, Williams of Harnett and Williams of Sampson—63.

Those who voted in the negative were:

Messrs. Blair, Dixon, Estes, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Horney, Kelly of Moore, Kinney, Mayo, Morrill, Morris, Pearson, Proctor, Renfrow, Robbins, Sinclair, Simonds, Stevens, Vest, Wilkie and Wilson —26.

The bill, as amended, then passed its second and third readings.

A message was received from the Senate, with information that the House proposition to raise a Committee of Conference on the Senate amendment to the resolution in relation to State lines had been concurred in.

On motion of Mr. Estes,

The rules were suspended, and

The bill to raise revenue was made Special for 7½ o'clock, P. M.

On motion of Mr. Estes,

The House then adjourned.

EVENING SESSION.

7½ O'CLOCK, P. M.

On motion of Mr. Sinclair,

The rules were suspended so as to bring up a bill in relation to the weighing of rosin at the Port of Wilmington on its third and final reading, and the bill

Passed its third reading.

Mr. Sinclair moved to reconsider the vote.

Mr. Hayes moved to lay this motion on the table, and

The motion to table prevailed.

The bill to raise revenue was then taken up.

Mr. Pou moved to amend by striking out, in class 1, section 1, all the words from "cent," in line 3, to the word "levied," in line 5, and to add to the section the words "And the said tax of two-fifths of one per cent shall stand in lieu of all taxes, general and special, levied on the subjects enumerated in this section by the General Assembly for the present year; *Provided*, That no part of the taxes raised by this act shall be applied to the payment of any interest on any bond or pretended bond of this State issued in aid of, or by way of subscription to any Rail Road Company since April, 1868."

The question being on the adoption of this amendment,

Mr. Pou called for the yeas and nays.

The call being sustained,

The House rejected the amendment by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Blair, Boddie, Clayton of Transylvania, Davis, Durham, Ferebee, Gibson, Hawkins, High, Hinnant, Humphries, Jarvis, Kelly of Davie, Kelly of Moore, Long of Chatham, Malone, McMillan, Mendenhall, Nicholson, Parker, Pou, Proffitt, Shaver, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Williams of Harnett and Williams of Sampson—30.

Those who voted in the negative were:

Messrs. Argo, Ashworth, Banner, Barnett, Carson, Carey, Downing, Ellington, Estes, Forkner, Gahagan, Graham, Green, Gunter, Harris of Franklin, Hayes, Hendricks, Hicks, Hilliard, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kinney, Laflin, Leary, Long of Richmond, McCanless, Morrill, Morris, Pearson, Robbins, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Snipes, Stevens, Stilley, Vest, Waldrop, Welch, White, Whitley, Wilson and Wiswall—48.

Mr. Jarvis moved to amend the same section by adding thereto the words "*Provided*, That all the taxes for State and County purposes, imposed upon the real and personal property of the State, shall in no case exceed two-thirds of one per cent."

The question being on the adoption of the amendment,
Mr. Jarvis called for the yeas and nays.
The call being sustained,
The House adopted the amendment by the following vote:
Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Clayton of Transylvania, Durham, Estes, Ferebee, Gibson, Green, Gunter, Hawkins, High, Hinnant, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, McMillan, Mendenhall, Moore, Nicholson, Parker, Pou, Proffitt, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—47.

Those who voted in the negative were:

Messrs. Argo, Barnett, Carson, Carey, Dixon, Downing, Ellington, Forkner, Franklin, French, Gahagan, Gatling, Graham, Hayes, Hendricks, Hilliard, Hodgin, Horney, Hudgings, Laflin, Mayo, McCanless, Morrill, Morris, Pearson, Price, Robbins, Reynolds, Sinclair, Simonds, Snipes, Stevens, Stilley, Vest, Waldrop, White, Wilson and Wiswall—38.

Mr. Durham moved to reconsider the vote just taken.
Mr. Estes moved to adjourn, and
The House adjourned.

TUESDAY, February 16th, 1869.

The House met pursuant to adjournment.
Prayer by the Rev. Mr. Ashley, of the City.
On motion of Mr. Downing,
The rules were suspended, and

A bill to authorize the Commissioners of Union County to levy a special tax was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Clayton of Transylvania, Davis, Downing, Forebee, Forkner, Franklin, French, Gahagan, Gatlin, Gibson, Gilbert, Graham, Green, Gunter, Harris of Wake, Hendricks, High, Hodgin, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore, Morrill, Morris, Nicholson, Painter, Price, Proctor, Robbins, Robinson, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Sykes, Vestal, Vest, Welch, Whitley, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—73.

Mr. Sinclair, from the Committee on Private Bills, to whom was referred

A bill concerning public roads and bridges in the County of Robeson,

Reported the same favorably; and the same,

Under suspension of the rules, passed its several readings.

Mr. Stilley introduced

A bill to repeal section 2 of the act passed at the present session in regard to holding the Courts in the 9th, 10th, 11th and 12th Judicial Districts, etc., and the same

Under the suspension of the rules, passed its several readings.

On motion of Mr. Price,

The rules were suspended, and

A bill to incorporate the Wilmington Life Insurance Company was taken up;

Pending the reading of which,

A message was received from the Senate, transmitting the following resolutions:

WHEREAS, In the wisdom of the Most High, this General Assembly has again been visited by the Angel of Death, and an honored Senator has been taken from our midst;

And whereas, In the removal of the Hon. D. J. Rich, Senator from Pitt County, the General Assembly recognize the loss of a valuable Senator, his family a beloved member, and society a true man; therefore,

Resolved, That we tender the relatives and friends of the deceased our most heartfelt sympathies in this sad bereavement.

Resolved further, That a Committee of two members from each branch of this General Assembly be appointed to accompany the remains to their resting place.

Resolved further, That the members of the General Assembly wear the usual badge of mourning for thirty days.

Resolved further, That a copy of these resolutions be sent to the family of the deceased, and a copy to the *Standard* and *Sentinel* for publication.

The message informed the House that Messrs. Hayes and Graham had been appointed as a Senate branch of the Committee to accompany the remains.

The Speaker appointed on the part of the House, Messrs. Peck and Argo.

Mr. Estes moved that Wednesday after 11 o'clock, A. M., be set apart for the delivery of memorial addresses of the deceased.

The motion prevailed.

On motion of Mr. French,

The House agreed to accompany the remains to the depot at 6 o'clock, Wednesday morning.

The House then adjourned to meet again at 10½ o'clock, Wednesday morning.

WEDNESDAY, February 17th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Atkinson, of the City.

Mr. Barnett, from the Committee on Corporations, to whom was referred

A bill to incorporate the Cape Fear Express Steamboat Company.

Reported the same favorably.

Mr. Harris, from the Committee on Propositions and Grievances, reported

A bill to prevent the felling of trees in Contentnea Creek, favorably, and

A bill for the relief of J. P. Matheson, late Sheriff of Alexander County, favorably.

Mr. French introduced

A bill authorizing the Secretary of State to employ an additional Clerk.

Referred to Committee on Propositions and Grievances.

Mr. French introduced

A bill to incorporate the Wilmington Steam Fire Engine Company.

Referred to the Committee on Corporations.

Mr. French introduced

A resolution asking a retention of troops in the State for a certain time.

Laid over.

Mr. Ingram introduced

A bill to incorporate the Middle Falls Manufacturing Company.

Referred to Committee on Corporations.

Mr. Banner presented

The report of survey from the Commissioners of Watauga County.

Referred to Committee on Counties and Townships.

Mr. Vest introduced

A bill to amend the Constitution so as to permit females to vote.

Referred to Committee on Propositions and Grievances.

Mr. Malone introduced

A bill to authorize the several Counties of the State to subscribe stock in Rail Road Companies.

Referred to Committee on Counties and Townships.

Mr. Bowman introduced

A bill to repeal all acts of the General Assembly, and Ordinances of the Convention, passed since the 19th day of May, 1861, suspending the operation of the statute of limitations.

Referred to Committee on Propositions and Grievances.

Mr. Nicholson introduced

A bill to regulate the action of Sheriffs in the sale of land under execution.

Referred to Judiciary Committee.

Mr. Kinney introduced

A bill to amend the charter of the Silver Valley Mining Company.

Laid over.

On motion of Mr. Painter,

The rules were suspended, and

A bill to authorize the Commissioners of Jackson County to issue bonds was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Dixon, Downing, Durham, Estes, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Wake, Hawkins, Hendricks, High, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Matheson,

Mayo, McCanless, McMillan, Mendenhall, Moore, Morrill, Morris, Nicholson, Painter, Price, Proctor, Proffitt, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Smith of Allegany, Snipes, Stanton, Stilley, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—81.

The Speaker appointed Messrs. Estes, Durham, Dixon, Whitley and Ashworth as the House branch of the Committee of Conference on the resolution in relation to State lines,

And the Senate was so informed.

On motion of Mr. Downing,

The rules were suspended, and

A bill authorizing the Commissioners of Union County to levy a special tax was taken up, and the same

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Dixon, Downing, Durham, Estes, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Harris of Wake, Hawkins, Hicks, High, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Mendenhall, Moore, Morrill, Morris, Nicholson, Painter, Parker, Pearson, Price, Proffitt, Robbins, Robinson, Reynolds, Shaver, Sinclair, Smith of Alleghany, Snipes, Stanton, Stevens, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—81.

The hour of eleven having arrived, it being the time set apart for the delivery of memorial addresses tributary to the memory of Hon. D. J. Rich, Messrs. Estes, Durham, Stilley, Jarvis, French and Reynolds addressed the House, when

On motion of Mr. French,

The House adjourned to meet again at 7½ o'clock, P. M.

EVENING SESSION.

7½ O'CLOCK, P. M.

Mr. Davis introduced

A bill to prevent the hunting of wild fowl with fire in Carteret County.

Laid over.

Mr. Harris, of Wake, introduced

A bill to empower the Commissioners of Alamance County to issue licenses to retail spirituous liquors at Company Shops.

Referred to Committee on Propositions and Grievances.

A bill to incorporate the Wilmington Life Insurance Company was taken up, and the same passed its second reading, and was

Made Special for Suturday next at 11 o'clock.

By leave, Mr. Seymour addressed the House upon the decease of Hon. D. J. Rich.

On motion of Mr. Estes,

The rules were suspended, and

The bill to raise revenue was taken up.

The question being on the motion of Mr. Durham to reconsider the vote by which the proviso offered by Mr. Jarvis to section 1, class 1, was adopted, [by leave, Mr. Hendricks changed his vote from the negative to the affirmative on the amendment alluded to,]

Mr. Estes moved to adjourn, and

The House adjourned.

THURSDAY, February 18th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Cardon, of the City.

Mr. Hodnett presented

A petition from a number of guardians, executors and administrators in the County of Caswell.

Referred to the Judiciary Committee.

A message was received from the Senate, transmitting for consideration of the House,

A resolution in relation to the Public Treasurer.

A bill in relation to property belonging to the Board of Education.

A bill to remove obstructions in the Pedee, Yadkin and Uharrie Rivers, for the purpose of allowing shad and other fish free passage up said Rivers.

A bill relating to special procedure in cases of mills; and

A bill to establish a Turnpike Road in the County of Carteret.

Mr. Gunter introduced

A resolution concerning the Principal Doorkeeper of the House.

Laid over.

Mr Ingram introduced

A resolution in favor of George W. Willingbly.

Referred to Committee on Propositions and Grievances.

Mr. French introduced

A bill concerning Townships.

Referred to Committee on Counties and Townships and ordered to be printed.

Mr. French introduced

A bill to establish the Wilmington Water Works Company.

Referred to Committee on Corporations.

Mr. Durham introduced

A bill authorizing a public road and toll bridges in Cleveland County.

Referred to Committee on Private Bills.

The report of survey from the Commissioners of Sampson County was received, and

Referred to the Committee on Counties and Townships.

Mr. Ellis introduced

A bill to incorporate the Sparkling Catawba Springs Company.

Referred to the Committee on Corporations.

Mr. Justus presented

A bill, prepared by the Code Commissioners, concerning the powers and duties of State officers.

Referred to Judiciary Committee.

Mr. Vestal introduced

A bill to incorporate the East Bend Lodge, No. 260, of Free and Accepted Masons, in Yadkin County.

Referred to Committee on Private Bills.

Mr. Estes introduced

A resolution authorizing a bond of the State to be properly authenticated.

Laid over.

Mr. Graham introduced

A bill to enable the Chatham Rail Road Company to complete its Road.

Referred to Committee on Corporations.

Mr. Barnett introduced

A bill to submit to the vote of the people certain appropriations for building Rail Roads.

Referred to Committee on Corporations and ordered to be printed.

On motion of Mr. Estes, the rules were suspended, and

A bill in relation to landlord and tenant was taken up;

And the bill, being slightly amended, passed its several readings.

On motion of Mr. Pou,

The rules were suspended, and

A Senate resolution in relation to raising a Joint Committee to consider the erection of a State's Prison, was taken up.

Mr. Harris, of Wake, moved to amend by substituting "four" for "three" as the number of the Committee on the part of the House.

The amendment was adopted; and

The resolution passed its several readings.

On motion of Mr. Morris,

The House then adjourned.

EVENING SESSION.

7½ O'clock, P. M.

On motion of Mr. Bowman,

The rules were suspended, and a bill to re-establish burnt records was taken up; and the same passed its several readings.

On motion of Mr. Estes,

The rules were suspended, and the bill to raise revenue was taken up.

The question being on the motion of Mr. Durham, to reconsider the amendment adopted as a proviso to section 1, class 1,

On motion of Mr. Durham,

The House adjourned.

FRIDAY, February 19th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Hudson, of the City.

Mr. Harris, from the Committee on Propositions and Grievances, reported

A bill to amend the Constitution so as to allow females to vote, unfavorably;

A bill to empower the Commissioners of Alamance County to issue licenses for the retail of liquor at the Company Shops, favorably, and

A bill to authorize the appointment of a Tax Collector for the County of Pasquotank, favorably.

Mr. Barnett, from the Committee on Corporations, reported

A bill to incorporate the Wilmington Steam Fire Engine Company, favorably;

A bill to establish the Wilmington Water Works Company with amendments, favorably;

A bill to extend the corporate limits of the Town of Goldsboro', with amendments, favorably;

A bill to incorporate Middle Falls Manufacturing Company, in Richmond County, favorably;

A bill to incorporate the Sparkling Catawba Springs Company, with amendments, favorably;

A bill to incorporate the Washington School Board of Trustees, favorably;

A bill to submit to a vote of the people certain appropriations for building Rail Roads, favorably, and

A bill to enable the Chatham Rail Road Company to complete its Road, favorably.

On motion of Mr. Painter,

A bill to authorize the Commissioners of Jackson County to issue bonds was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davis, Davidson, Ellis, Farrow, Ferebee, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Hawkins, Hendricks, High, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore, Morris, Nicholson, Painter, Parker, Pearson, Pou, Proffitt, Robbins, Robinson, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—76.

Mr. Proctor voted in the negative.

A message was received from the Governor, transmitting for consideration of the House,

A report from Jacob Siler, agent for the collection of Cherokee bonds.

Referred to Committee on Finance.

On motion of Mr. Stilley,

The rules were suspended, and

A bill in relation to the Lunatic Asylum was taken up, and the same

Passed its second reading, and, on motion, was

Ordered printed and made Special for Monday at 12 o'clock.

By leave, Mr. Seymour introduced

A bill to amend an act entitled "An act concerning the government of Counties."

Referred to Judiciary Committee.

A message was received from the Senate, with information that the Senate had amended House bill to amend Title VI, section 68 of the Code of Civil Procedure; by adding to the first section a proviso.

The House refused to concur in the amendment, and,

On motion of Mr. Malone,

A message was sent to the Senate proposing a Committee of Conference on the subject;

And the Speaker appointed on the part of the House, Messrs. Malone, Barnett and Seymour.

A message was received from the Senate, with information that the Senate had amended House bill to authorize the Commissioners of Surry County to improve the Road from John Allen's to the top of the Blue Ridge, in Surry County, by adding to the third section a proviso.

The House concurred in the amendment.

A message was received from the Senate, with information that the Senate had amended House resolution concerning a room for the Superintendent of Public Works by inserting after the word "Works," the words "and also the Auditor."

Concurred in.

By leave, Mr. Barnett moved that a bill to enable the Chatham Rail Road Company to complete its Road be made Special for Monday at 1 o'clock.

The motion prevailed.

On motion of Mr. French,

The rules were suspended, and

A resolution to authorize the Governor to negotiate with Congress with a view to securing the annexation of a portion of Virginia to this State was taken up.

Mr. Seymour moved to indefinitely postpone the resolution,

And, on this motion, called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Ellis, French, Gahagan, Gibson, Hawkins, High, Hinnant, Hodgin, Hodnett, Hoffman, Hudgings, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, Mendenhall, Moore,

Morris, Micholson, Painter, Proffitt, Ragland, Renfrow, Robbins, Robinson, Seymour, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Welch, Whitley, Williams of Harnett, Williams of Sampson and Wilson—54.

Those who voted in the negative were:

Messrs. Ashworth, Barnett, Blair, Crawford, Ellington, Estes, Ferebee, Franklin, Gatling, Graham, Gunter, Harris of Franklin, Hayes, Hendricks, Horney, Humphries, Justus of Henderson, Justice of Rutherford, Kinney, Reynolds, Snipes, Stanton, Stilley, Sykes, Vest, White, Williamson and Wiswall—28.

On motion of Mr. Estes,

The rules were suspended, and

A resolution authorizing a bond of the State to be properly authenticated was taken up, and the same

Passed its several readings.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A Senate resolution in relatian to the Public Treasurer was taken up.

Mr. Seymour moved to indefinitely postpone the resolution.

On this motion, Mr. Harris called for the yeas and nays.

The call being sustained,

The House refused to indefinitely postpone by the following vote:

Those who voted in the affimative were:

Messrs. Ellington, High, Hinnant, Kelly of Davie and Seymour—5.

Those who voted in the negative were:

Messrs. Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton of Transylvania, Crawford, Davis, Ellis, Ferebee, Franklin, Gahagan, Gibson, Graham, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long

of Richmond, Malone, Mayo, McMillan, Mendenhall, Moore, Morris, Nicholson, Parker, Pearson, Proctor, Proffitt, Renfrow, Robbins, Robinson, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—68.

The resolution then passed its second and third readings.

On motion of Mr. Leary,

The rules were suspended, and

A bill to authorize the Commissioners of Franklin County to levy a special tax was taken up.

The report of the Committee thereon was concurred in, and the bill

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Bowman, Candler, Carson, Cawthorn, Cherry, Crawford, Davis, Ellis, Ferebee, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Harris of Franklin, Harris of Wake, Hawkins, High, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore, Morris, Nicholson, Painter, Pearson, Renfrow, Robbins, Robinson, Reynolds, Seymour, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—73.

Mr. Proctor voted in the negative.

On motion of Mr. Estes,

The rules were suspended, and

The bill to raise revenue was taken up.

The question recurring on the unfinished business, viz: to reconsider the vote by which the proviso to section 1, class 1, was adopted,

Mr. Jarvis moved to lay on the table the motion to reconsider.

On this motion Mr. Painter called for the yeas and nays.

The call being sustained,

The motion to table was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Blair, Bowman, Clayton of Transylvania, Ellis, Ferebee, Gibson, Gunter, Hawkins, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Kelly of Davie, Long of Chatham, Long of Richmond, McMillan, Mendenhall, Nicholson, Parker, Pou, Proffitt, Robinson, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Sykes, Thompson, Vestal, Whitley, Williams of Harnett, and Williams of Sampson—37.

Those who voted in the negative were:

Messrs. Ashworth, Barnett, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Ellington, Estes, Franklin, French, Gahagan, Gilbert, Graham, Harris of Franklin, Harris of Wake, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kinney, Leary, Malone, Mayo, Morris, Painter, Pearson, Proctor, Renfrow, Robbins, Reynolds, Seymour, Simonds, Snipes, Stilley, Vest, Waldrop, Welch, White, Williamson and Wilson—43.

The question recurring on the motion to reconsider,

Mr. Pou called for the yeas and nays.

The call being sustained,

The motion to reconsider prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Barnett, Blair, Candler, Carson, Carey, Cawthorn, Cherry, Ellington, Estes, Franklin, French, Gahagan, Graham, Harris of Franklin, Harris of Wake, Hendricks, Hodgin, Horney, Hudgings, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Malone, Mayo, Morris, Painter, Pearson, Proctor, Renfrow, Robbins, Reynolds, Seymour, Simonds, Stilley, Vest, Waldrop, Welch, White, Williamson, Wilson and Wiswall—43.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Bowman, Clayton of Transylvania, Davis, Ellis, Ferebee, Gatlin, Gibson, Gunter, Hawkins, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moore, Nicholson, Parker, Proffitt, Robinson, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Thompson, Whitley, Williams of Harnett and Williams of Sampson—40.

Mr. Seymour then moved to amend the proviso by inserting after the word "State," the words "exclusive of the special taxes levied by the Rail Road appropriation bills passed at this session of the General Assembly."

On the adoption of this amendment,

Mr. Jarvis called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Barnett, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Ellington, Estes, Franklin, French, Gahagan, Graham, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kinney, Leary, Malone, Mayo, Morris, Painter, Pearson, Proctor, Renfrow, Robbins Reynolds, Seymour, Siegrist, Simonds, Stilley, Sykes, Vestal, Vest, Waldrop, Welch, White, Williamson, Wilson and Wiswall—48.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Blair, Clayton of Transylvania, Davis, Ellis, Gibson, Gunter, Hawkins, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Kelly of Moore, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moore, Nicholson, Parker, Pou, Proffitt, Ragland, Robinson, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Whitley, Williams of Harnett and Williams of Sampson—36.

Mr. Seymour then offered as a substitute for the amendment as amended the following proviso:

"*Provided*, That no part of the said *ad valorem* tax of two-fifths of one per cent. shall be collected for the current fiscal year in case any of the special taxes levied by any of the Rail Road appropriation bills passed at this session of the General Assembly, are to be collected during said year."

Mr. Jarvis offered the following as a substitute for the substitute offered by Mr. Seymour:

Provided, That the collection of the taxes which have been or may be levied to pay interest on bonds issued to or for Rail Road or other corporations shall be postponed for two years."

Mr. Seymour accepted the same.

Mr. Estes moved that when the House adjourn it do so to meet again at 7½ o'clock, P. M.

The motion prevailed.

Mr. Welch moved to postpone further consideration of the subject under consideration until 7½ o'clock, P. M.

The motion prevailed; when

On motion of Mr. Ragland,

The House then adjourned.

EVENING SESSION.

7½ O'clock, P. M.

A communication from the citizens of Davidson County, was received.

Read, and referred to the Committee on Propositions and Grievances.

Mr. Estes introduced

A bill to postpone the collection of certain special taxes; and the same

Passed its several readings, under suspension of the rules.

Mr. Proctor having called for the yeas and nays on the final passage of the bill,

And the call having been sustained,

The vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davis, Ellis, Estes, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Hawkins, Hayes, Hendricks, High, Hinnant, Hodgin, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Morris, Nicholson, Parker, Pearson, Pou, Proctor, Renfrow, Robbins, Seymour, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—73.

Mr. Ellington voted in the negative.

Mr. Malone moved to reconsider the vote just taken.

Mr. Proctor moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Ashworth presented

The report of survey from the Commissioners of Randolph County.

Referred to Committee on Counties and Townships

On motion of Mr. Estes,

The rules were suspended, and

The bill to raise revenue was taken up.

The question being on the substitute, as accepted, offered by Mr. Seymour.

Mr. Seymour called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Blair, Ellis, Gibson, Hawkins, Hendricks, High, Hinnant, Hodgin, Humphries, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, McMillan, Mendenhall, Parker, Pou, Seymour, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Thompson, Vestal, Whitley and Williams of Harnett—32.

Those who voted in the negative were:

Messrs. Ashworth, Banner, Barnett, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Ellington, Estes, French, Gahagan, Graham, Hayes, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Leary, Malone, Mayo, Morris, Pearson, Proctor, Renfrow, Robbins, Stilley, Vest, Waldrop, Williamson, Wilson and Wiswall—36.

The question then recurring on the original proviso, as amended,

The same was adopted.

Mr. Parker moved to strike out the word "one" in line 16, section 3, class 2, and insert the word "two."

Adopted.

[By leave, Mr. Robinson, introduced

A resolution in favor of Jacob Siler.

Laid over.]

Mr. Malone offered an additional section to the bill, to be titled section 46; when,

On motion of Mr. Ellington,

The House adjourned.

SATURDAY, February 20th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Messrs. Welch, Painter and Ferebee gave verbal protest against the motion, adopted on Friday, to reconsider the vote by which the amendment offered by Mr. Jarvis, to section 1, class 1, was adopted.

Mr. Estes introduced

A resolution in favor of the Watson Parochial School Fund.

Laid over.

Mr. Robbins introduced

A bill concerning destitute and orphan children.

Referred to Judiciary Committee.

Mr. Ragland introduced

A bill to stay executions.

Referred to Judiciary Committee.

Mr. Williams, of Sampson, introduced

A bill to authorize the Commissioners of Sampson County to levy a special tax.

Referred to Committee on Finance.

A message was received from the Governor, transmitting

A communication from the State Geologist in relation to the State boundaries.

Ordered printed and referred to Committee to be appointed.

Mr. Ellington introduced

A bill to authorize the Commissioners of Rockingham County to levy a special tax for the purpose of building and repairing bridges, &c.

Referred to Committee on Private Bills.

The following bills passed their second and third readings under suspension of the rules:

A bill to incorporate the Raleigh Cemetery Association;

A bill to incorporate the Washington School Board;

A bill to confirm certain land grants issued to Lewis W. Bryan and others;

A bill to amend the charter of the Caldwell and Watauga Turnpike Company, slightly amended;

A bill to incorporate the Wilmington Life Insurance Company;

A bill to incorporate the Sparkling Catawba Springs Company;

A bill to incorporate the Middle Falls Manufacturing Company.

A bill to incorporate the Wilmington Steam Fire Engine Company.

On motion of Mr. French,

The rules were suspended, and

The vote by which a resolution in relation to the annexation of a portion of Virginia to this State was indefinitely postponed was reconsidered,

And the resolution was made Special for Friday next at 12 o'clock.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A bill to empower the Commissioners of Alamance County to issue license for the retail of spirituous liquors at Company Shops was taken up, and the same was

Made Special for Friday next at 11 o'clock.

On motion of Mr. Harris,

The rules were suspended, and

A resolution in favor of Wm. Thompson, W. D. Jones, Wm. Grimes and R. K. Ferrell was taken up, and the same was

Made Special for Saturday next at 11 o'clock.

A message was received from the Senate, transmitting for consideration of the House,

A bill to enable the City of Raleigh to borrow money.

Referred to Judiciary Committee, with instructions to report on Wednesday next.

Mr. Justice introduced

A bill in relation to proceedings in contempt.

Referred to Judiciary Committee.

A bill in favor of William A. Philpott, late Sheriff of Granville County, and John L. Harris, of Person County, was taken up, and the same

Passed its final reading.

A bill to amend an act entitled "An act to incorporate the State Loan and Trust Company" was taken up, and the same

Passed its final reading.

A bill to authorize the Commissioners of Franklin County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton of Transylvania, Davidson, Ferebee, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, Mendenhall, Morrill, Nicholson, Painter, Proffitt, Robbins, Robinson, Reynolds, Siegrist, Smith of Alleghany, Snipes, Stanton, Stilley, Thompson, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—67.

A bill to authorize the exchange of certain bonds issued for Internal Improvement purposes for new bonds was taken up, and the same was

Ordered printed and referred to Judiciary Committee, with instructions to report on Tuesday at 10½ o'clock.

A bill to incorporate the Yellow Mountain Bridge Company was taken up, and the same, slightly amended,

Passed its several readings.

Mr. Malone moved to reconsider the vote by which the bill passed its final reading.

Mr. Bowman moved to lay this motion on the table, and

The motion to table prevailed.

A bill to establish the Wilmington Water Works Company was taken up, and the same

Passed its several readings.

A resolution in favor of J. R. Grady was taken up, and the same

Passed its final reading.

A resolution in favor of Wm. G. Hix, late Sheriff of Wilkes County, was taken up, and the same, being slightly amended,

Passed its final reading.

On motion of Mr. Ellington,

The House then adjourned.

MONDAY, February 22d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Ragland moved that the House adjourn until to-morrow, in respect to the memory of George Washington.

On this motion Mr. Proctor called for the yeas and nays.

The call being sustained,

The House refused to adjourn by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Cawthorn, Crawford, Farrow, Franklin, French, Graham, Harris of Franklin, Hudgings, Jarvis, Leary, Morrill, Morris, Ragland, Renfrow, Reynolds, Simonds, Vest, and Williamson—20.

Those who voted in the negative were:

Messrs. Banner, Barnett, Blair, Candler, Carson, Carey,

Clayton of Transylvania, Durham, Ellis, Estes, Ferebee, Gahagan, Gibson, Gilbert, Green, Grier, Gunter, Hawkins, Hendricks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Nicholson, Parker, Proctor, Proffitt, Robbins, Siegrist, Smith of Alleghany, Snipes, Stanton, Vestal, Waldrop, Welch, White, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—54.

Mr. Ellis moved that the House adjourn at ten minutes before 2 o'clock.

The motion prevailed.

Mr. French introduced

A bill supplemental to an act entitled "An act to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company, and ratified on the 29th day of January, 1869."

Laid over.

Mr. Wilkie introduced

A bill to authorize the Commissioners of Jones County to levy a special tax.

Laid over.

Mr. Hendricks introduced

A bill concerning claims against the several Counties of the State.

Referred to Judiciary Committee.

On motion of Mr. Estes,

The bill to raise revenue was taken up.

The question recurring on the adoption of the additional section offered by Mr. Malone, to be titled section 46, the same reading as follows:

SEC. 46. Every Rail Road Company shall pay an annual tax of sixty dollars on each thousand dollars of bonds issued to, and received by them according to the provisions of the

several acts of the present General Assembly in regard to Rail Roads to be collected as may be prescribed by law: *Provided*, That the payment of this tax shall operate to discharge the interest accruing on such bond or bonds, and due from such Rail Road Company: *Provided also*, That the Public Treasurer is required to set apart the tax received on such bond or bonds, for the payment of the interest on the same as required by law, and the proceeds arising from this section shall be applied to no other purpose,

Mr. Malone called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ferebee, Hawkins, High, Hodnett, Long of Chatham, Malone, McMillan, Moore, Proffitt, Smith of Alleghany, White and Williams of Harnett—13.

Those who voted in the negative were:

Messrs. Allison, Ames, Banner, Barnett, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davis, Davidson, Downing, Durham, Ellington, Estes, Franklin, French, Gahagan, Gibson, Graham, Green, Grier, Hayes, Hendricks, Hinnant, Hodgin, Horney, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Mayo, Mendenhall, Morrill, Morris, Nicholson, Painter, Proctor, Robbins, Robinson, Reynolds, Seymour, Siegrist, Simonds, Snipes, Stanton, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, Whitley, Wilkie, Williams of Sampson, Williamson, Wilson and Wiswall—68.

Mr. French moved to amend section 14, Schedule B, by striking out all after the word "description," in line 5, and inserting the words "two-fifths of one per cent. upon the total amount of their stock and solvent credits that they may have on hand each first day of April, statements of said amount to be made to the Sheriff under oath, and every merchant, including commission merchants, jeweller, grocer, druggist, produce

dealer, and every other trader, who, as principal or agent, carries on the business of buying or selling goods, wares or merchandise, of whatever name or description, whose sales for the year, are five thousand dollars or less, shall pay a license tax of five dollars; if the sales are over five thousand and less than ten thousand dollars, ten dollars; if over ten thousand, and less than twenty thousand dollars, twenty dollars; if over twenty thousand and less than forty thousand dollars, forty dollars; if over forty thousand and less than one hundred thousand dollars, sixty dollars; if over one hundred thousand dollars, seventy-five dollars."

On the adoption of this amendment,

Mr. French called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Blair, Carey, Estes, French, Hayes, Ingram, Kinney, Leary, Matheson, Mayo, Mendenhall, Moore, Pearson, Robbins, Siegrist, Simonds, Sweat, Vest, Waldrop, White, Wilkie and Williamson—22.

Those who voted in the negative were:

Messrs. Allison, Ames, Armstrong, Banner, Barnes, Bowman, Candler, Carson, Cawthorn, Clayton of Transylvania, Davidson, Downing, Durham, Ellis, Ellington, Ferebee, Gahagan, Gibson, Graham, Grier, Gunter, Harris of Wake, Hawkins, Hendricks, High, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Malone, McCanless, McMillan, Nicholson, Painter, Parker, Proctor, Proffitt, Ragland, Renfrow, Robinson, Reynolds, Smith of Alleghany, Stanton, Vestal, Whitley, Williams of Harnett, Williams of Sampson and Wilson—54.

Mr. French then moved to amend section 14, Schedule B, by adding to subdivision 3, the words "and taxes accruing under the clause immediately foregoing shall be returned and paid by the manufacturer or producer in the County where

manufactured or produced, whether sold within or out of the State, and merchandise or other articles, the produce of the State, sold, shall be subject to but one tax within the State."

Pending which,

A message was received from the Governor in relation to his action in response to the authority vested in him by the General Assembly as to the assignment of rooms in the Capitol to the various officers of departments of State.

The hour designated for the adjournment of the House having arrived,

The Speaker announced as the House branch of the Committee to investigate alleged frauds in the Public Treasury,

Messrs. Candler, Whitley and Gahagan.

The Speaker also announced as the House branch of the Committee to consider and report upon the erection of a State Prison:

Messrs. Hodgin, Franklin, Nicholson and Robbins.

Mr. French moved that the House adjourn to meet again at ten o'clock Tuesday.

The motion prevailed, and

The House was declared adjourned.

TUESDAY, February 23d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Welker, of the Senate.

On motion of Mr. Estes,

The House agreed to transact no other business of a legislative nature until the bill to raise revenue was disposed of.

Mr. Seymour, from the Judiciary Committee, reported

A bill to amend an act passed in 1868, entitled "An act

defining the powers and duties of County Commissioners, favorably, and

A bill to amend Title VII, section 72, Code of Civil Procedure, favorably.

By leave, Mr. Barnett introduced

A bill authorizing the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham and Stokes, to Mt. Airy, in Surry County.

Ordered printed and referred to Committee on Internal Improvements.

The bill to raise revenue was taken up.

The question being on the amendment offered by Mr. French to section 14, Schedule B,

The same was lost.

Mr. Smith, of Alleghany, moved to amend section 27, Schedule B, by inserting after the word "grain" the words "and any person distilling spirits of turpentine or rosin."

On the adoption of this amendment,

Mr. Proctor called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Banner, Barnett, Barnes, Bowman, Candler, Carson, Cawthorn, Clayton of Transylvania, Crawford, Davidson, Downing, Durham, Ellis, Ellington, Ferebee, Gahagan, Gibson, Gilbert, Graham, Grier, Gunter, Hawkins, Hendricks, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Moore, Nicholson, Painter, Parker, Proffitt, Ragland, Robbins, Robinson, Reynolds, Siegrist, Simonds, Smith of Alleghany, Snipes, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Harnett, Wilson and Wiswall—57.

Those who voted in the negative were:

Messrs. Armstrong, Blair, Boddie, Carey, Cherry, Estes, Forkner, Franklin, French, Harris of Wake, Hayes, High,

Hudgings, Kinney, Leary, Mendenhall, Morrill, Morris, Pearson, Pou, Proctor, Renfrow, Seymour, Stilley, Sweat, Sykes, White, Wilkie, Williams of Sampson and Williamson—30.

Mr. Vest moved to amend section 27, Schedule B, by adding thereto the following words: "Each manufacturer of tobacco shall pay a tax of fifteen dollars, and two-fifths of one per cent. on their sales."

On the adoption of this amendment,

Mr. Cawthorn called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnett, Blair, Boddie, Bowman, Carson, Clayton, Downing, Durham, Ellis, Estes, Forkner, French, Gahagan, Gibson, Graham, Gunter, Harris of Franklin, Hawkins, Hendricks, High, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Matheson, McMillan, Mendenhall, Morrill, Morris, Painter, Pearson, Pou, Proctor, Proffitt, Ragland, Renfrow, Robbins, Robinson, Reynolds, Seymour, Siegrist, Simonds, Smith of Alleghany, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—69.

Those who voted in the negative were:

Messrs. Allison, Ames, Banner, Barnes, Candler, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Ellington, Franklin, Grier, Harris of Wake, Hayes, Hodnett, Mayo, Moore, Nicholson, Parker, Whitley and Wiswall—23.

Mr. Morris moved to amend by striking out section 27;

And on this motion called for the yeas and nays.

The call being sustained,

The House refused to strike out by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Barnett, Carey, Davis, Ellington, French,

Grier, Hayes, Hendricks, High, Hodnett, Kelly of Davie, Moore, Morris, Nicholson, Proctor, Seymour, Siegrist, Stilley, Vestal, Williams of Harnett and Williams of Sampson—22.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Ashworth, Barnes, Blair, Boddie, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton of Transylvania, Davidson, Downing, Durham, Ellis, Estes, Ferebee, Forkner, Franklin, Gahagan, Gibson, Graham, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McCanless, McMillan, Mendenhall, Morrill, Painter, Parker, Pearson, Proffitt, Renfrow, Robbins, Robinson, Reynolds, Simonds, Smith, of Alleghany, Snipes, Stanton, Sweat, Vest, Waldrop, Welch, White, Wilkie, Williamson, Wilson and Wiswall—66.

Mr. Bowman moved to amend by striking out, in line 2, class 1, section 1, the words "two-fifths" and inserting in lieu thereof the words "seven-twentieths."

Mr. Estes offered a substitute for the amendment, when,

On motion of Mr. Ames,

The House adjourned.

EVENING SESSION.

7½ O'clock, P. M.

Mr. Stilley presented

The credentials of Wm. P. Moore, member elected from Chowan County, and

Mr. Moore came forward, qualified and took his seat.

The bill to raise revenue was taken up.

Mr. Estes withdrew his substitute.

The question recurring on the amendment offered by Mr. Bowman,

Mr. Welch called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton of Transylvania, Crawford, Davidson, Downing, Durham, Ellis, Ellington, Estes, Farrow, Forkner, Foster, Gahagan, Gibson, Graham, Grier, Gunter, Harris of Franklin, Hawkins, Hayes, Hendricks, High, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore, Moore of Chowan, Morris, Nicholson, Parker, Pearson, Pou, Proctor, Proffitt, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Vestal, Vest, Waldrop, Welch, White, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wiswall—75.

Mr. Estes moved to amend section 27 by adding thereto a proviso.

Adopted.

Mr. Bowman moved to amend the proviso by adding thereto the following words: "But this proviso shall not be construed to exempt wholesale or retail dealers in spirituous liquors, spirits of turpentine and tobacco, from the tax imposed by any other section of this act, and shall only apply to the manufacturer."

Adopted.

Mr. Allison moved to amend section 27 by adding thereto the following words: "The owner of each fishery shall pay an annual tax of twenty dollars, and two-fifths of one per cent. on their sales."

Adopted.

Mr. Pou moved to amend by striking out the words "twenty-five," in line 5, section 2, and inserting "five."

Adopted.

Mr. Allison moved to amend by inserting after the word "cane," in line 2, section 2, class 2, the words "silver and gold-headed canes."

Adopted.

Mr. Moore, of Chowan, moved to amend section 27, by striking out "twenty dollars" and inserting "five dollars," and by striking out "sales" and inserting "net incomes."

Adopted.

Mr. Estes called the previous question on the passage of the bill.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative,

And the bill passed its final reading, as amended, by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Barnes, Blair, Bowman, Candler, Carson, Carey, Cawthorn, Crawford, Downing, Ellington, Estes, Forkner, Foster, Graham, Harris of Wake, Hayes, Hendricks, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Kelly of Moore, Kinney, Malone, Mayo, Moore of Chowan, Morris, Pearson, Robbins, Reynolds, Snipes, Stanton, Stilley, Vestal, Vest, Welch, White and Wiswall—42.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton of Transylvania, Davidson, Durham, Ellis, Farrow, French, Gibson, Grier, Harris of Franklin, Hawkins, High, Hinnant, Hodnett, Humphries, Kelly of Davie, Long of Chatham, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Parker, Pou, Proctor, Proffitt, Ragland, Robinson, Smith of Alleghany, Smith of Wayne, Waldrop, Whitley, Williams of Harnett, Williams of Sampson and Williamson—38.

On motion of Mr. Estes,

The House then adjourned.

WEDNESDAY, February 24th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Atkinson, of the City.

Messrs. Painter, Jarvis and Perebee each made verbal protest against the final passage of the bill to raise revenue.

The Speaker announced the name of Mr. Moore, of Chowan, as additional to the Judiciary Committee.

Mr. Boddie introduced

A resolution in favor of N. Price.

Referred to Committee on Claims.

Mr. Ragland introduced

A bill in relation to the establishment of new Counties.

Referred to Judiciary Committee.

Mr. Blair introduced

A bill to incorporate the Town of Trinity, in Randolph County.

Referred to Committee on Corporations.

Mr. Malone introduced

A bill to lessen the expense in taking depositions.

Referred to Judiciary Committee.

Mr. McMillan introduced

A bill for the protection of planters.

Referred to Committee on Agriculture, Mechanics and Mining.

Mr. Moore introduced

A bill to incorporate the Trustees of the Union Church Association Company.

Referred to Committee on Corporations.

Mr. Harris, of Wake, introduced

A bill to prevent the abandonment or neglect of wives by their husbands.

Ordered to be printed.

On motion of Mr. Green,

The rules were suspended, and

A bill to authorize Jonathan Mann, late Sheriff of Stanly County, to collect arrears of taxes was taken up, and the same

Passed its several readings.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A bill to enable the City of Raleigh to borrow money was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Blair, Boddie, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton, Davis, Davidson, Downing, Ellington, Estes, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Graham, Green, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hilliard, High, Horney, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McCanless, McMillin, Mendenhall, Moring, Morrill, Morris, Nicholson, Painter, Pearson, Proctor, Proffitt, Ragland, Robbins, Robinson, Reynolds, Seymour, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley, Wilkie and Williamson—73.

On motion of Mr. Seymour,

The rules were suspended, and

A bill to provide for an official declaration of the late Congressional election was taken up, and the same

Passed its several readings.

Mr. Malone moved to reconsider the vote by which the bill passed its final reading.

Mr. Seymour moved to lay this motion on the table, and

The motion to table prevailed.

On motion of Mr. Seymour,

A bill to lay off the homestead and personal property exemption was taken up.

Mr. Malone moved to amend by striking out in section 2,

the words "disinterested freeholders" and inserting "discreet persons qualified to act as jurors."

Adopted.

Mr. Moore, of Chowan, moved to amend by adding to section 7, the words: "*Provided*, That nothing in this section shall be construed to repeal or modify chapter 43 of the laws of 1868."

Mr. Moore withdrew the amendment; when,

On motion of Mr. Seymour,

Further consideration of the bill was postponed till Thursday at 11 o'clock.

Mr. Harris, of Wake, moved that when the House adjourn it do so to meet again at 10 o'clock, Thursday.

And on this motion called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Carey, Cawthorn, Cherry, Clayton, Crawford, Davis, Davidson, Downing, Durham, Ferebee, Forkner, Franklin, French, Graham, Harris of Wake, Hayes, Humphries, Justice of Rutherford, Kelly of Moore, Leary, Malone, Matheson, McMillan, Moring, Moore, Morrill, Morris, Pearson, Proctor, Proffitt, Ragland, Robinson, Reynolds, Seymour, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Vest, Williams of Harnett, Williamson and Wiswall—46.

Those who voted in the negative were:

Messrs. Ashworth, Banner, Barnett, Boddie, Bowman, Candler, Carson, Ellis, Gahagan, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Kinney, Long of Chatham, Mayo, McCanless, Mendenhall, Nicholson, Painter, Parker, Pou, Siegrist, Smith of Alleghany, Sweat, Vestal, Waldrop, Welch, White and Whitley—39.

A message was received from the Senate, amending

A bill to authorize elections in certain Towns in this State.

The House concurred in amendments.

Also a message, amending

A bill for the relief of the Sheriff of Alleghany.

The House concurred.

Also a message, amending

A bill to authorize the Sheriff of Ashe County to collect arrears of taxes.

The House concurred.

By leave, Mr. Downing introduced

A bill to amend the charter of the Cheraw and Coalfields Rail Road Company,

Referred to Committee on Internal Improvements.

On motion of Mr. Stilley,

The rules were suspended, and

A bill in relation to the Lunatic Asylum was taken up.

Mr. Malone moved to amend by inserting, in section 3d, after the word "money," the words "an amount not exceeding one-fourth of the annual appropriation."

Adopted.

The bill passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davis, Davidson, Downing, Durham, Estes, Ferebee, Forkner, Foster, Franklin, French, Gibson, Green, Grier, Gunter, Hawkins, Hayes, Horney, Humphries, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore, Morrill, Morris, Nicholson, Parker, Pearson, Proctor, Proffitt, Ragland, Robbins, Reynolds, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Vest, Waldrop, White, Whitley, Wilkie, Williams of Harnett, Williamson and Wiswall—68.

Those who voted in the negative were:

Messrs. Ellis, Ellington, Gahagan, Hendricks, Hicks, Hodnett, Painter and Siegrist—8.

Mr. Downing moved to reconsider the vote just taken.

Mr. Malone moved to lay this motion on the table.

And the motion to table prevailed.

On motion of Mr. Davis,

The rules were suspended, and

A bill to establish a Turnpike Road in the County of Carteret was taken up.

Mr. Ames moved to amend by striking out, in section 2, the word "thirty" and inserting "twenty."

Adopted.

The question being on the passage of the bill on its second reading,

Mr. Ames called for the yeas and nays.

The call being sustained,

The bill passed its second reading, as amended, by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Blair, Bowman, Candler, Carey, Cawthorn, Cherry, Davis, Davidson, Downing, Ellington, Forkner, Foster, Franklin, French, Gahagan, Hayes, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Malone, Matheson, Mayo, McCanless, Mendenhall, Morrill, Proffitt, Ragland, Simonds, Stilley, Vest, Wilkie, Williamson and Wiswall—36.

Those who voted in the negative were:

Messrs. Allison, Boddie, Durham, Ellis, Ferebee, Gibson, Graham, Grier, Gunter, Hawkins, Hendricks, Hodnett, Horney, Humphries, Kelley of Davie, McMillan, Painter, Parker, Pou, Proctor, Robinson, Reynolds, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Waldrop, Welch, White, Whitley and Williams of Harnett—32.

On motion of Mr. Malone,

A bill to incorporate the North Carolina Real and Personal Estate Agency was taken up and the same

Passed its several readings.

On motion of Mr. Justice,

A bill to authorize the Governor to appoint a Mayor and Commissioners for the Town of Hendersonville was taken up, and the same

Passed its several readings.

On motion of Mr. Stilley,

The rules were suspended, and

A bill to prevent the taking of illegal fees, &c., was taken up.

Mr. Bowman moved to amend by striking out section 2.

Pending which,

On motion of Mr. Allison,

The House adjourned.

THURSDAY, February 25th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Ingram presented

The report of survey of Townships from the Commissioners of Anson County.

Referred to Committee on Counties and Townships.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A bill to enable the City of Raleigh to borrow money was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnett, Blair, Candler, Carson, Carey, Cawthorn, Clayton, Crawford, Davidson, Downing, Estes, Farrow, Ferebee, Forkner, Franklin, Gahagan, Gibson, Green, Grier, Gunter, Harris of Wake, Hawkins, Hendricks, Hicks, Hilliard, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore,

Kinney, Leary, Long of Chatham, Malone, Mayo, McCanless, McMillan, Mendenhall, Moring, Morrill, Morris, Painter, Pearson, Proffitt, Ragland, Renfrow, Robbins, Shaver, Siegrist, Simonds, Sweat, Vestal, Vest, Welch, White, Whit'ey, Wilkie, Williams of Harnett and Williamson—63.

Messrs. Hodnett and Moore—2.

Mr. Harris, of Wake, introduced

A resolution in relation to furnishing Sheriffs with copies of printed laws.

Laid over.

On motion of Mr. Wilkie,

The rules were suspended, and

A bill to authorize the Commissioners of Jones County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Barnett, Blair, Candler, Carson, Carey, Cawthorn, Clayton, Crawford, Davidson, Downing, Durham, Ellis, Estes, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hilliard, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McMillan, Mendhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Parker, Pearson, Proffitt, Ragland, Robbins, Robinson, Shaver, Siegrist, Simonds, Stilley, Sweat, Sykes, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williamsof Harnett and Williamson—73.

A message was received from the Senate, with information that Messrs. Welker, Love and Burns had been appointed as the Senate branch of the Committee on the erection of a State's Prison.

Also a message concurring in the House amendment to

The Senate bill to incorporate the Yellow Mountain Bridge Company;

A message concurring in House amendment to

The Senate bill in favor of W. G. Hix, late Sheriff of Wilkes County, and

A message, with information that the Senate had receded from its amendment to

A bill to amend Title VI, section 68, of the Code of Civil Procedure.

Mr. Barnett introduced, by leave,

A bill to incorporate the Town of Ridgeway.

Referred to Committee on Corporations.

Mr. Franklin introduced

A bill to make it a misdemeanor to refuse to work on the public roads.

Laid over.

The hour for the consideration of the Special Order having arrived, it being,

A bill to lay off the homestead and personal property exemption, the same was taken up.

On motion of Mr. Seymour,.

The House resolved itself into a Committee of the Whole.

Mr. Malone was called to the Chair.

The Committee having had the matter under consideration, arose and asked leave to sit again, when,

On motion of Mr. Seymour,

The House adjourned.

FRIDAY, February 26th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Morris, of the House.

A message was received from the Senate, with information that

A bill in relation to Lake Phelps had been tabled.

On motion of Mr. Pearson,

A bill to extend the corporate limits of the Town of Goldsboro' was taken up, and the same, as amended by the Committee on Corporations,

Passed its several readings.

Mr. Leary introduced

A bill to extend the corporate limits of the Town of Fayetteville.

Referred to Committee on Corporations.

Mr. Gunter introduced

A resolution concerning members absent without leave.

Laid over.

The hour for the first Special Order having arrived, it being

A resolution in relation to the annexation of a portion of Virginia to this State, the same was taken up.

Mr. French offered a substitute for the same, which was

Adopted,

And the resolution, as amended, was adopted.

Mr. Estes introduced

A bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury.

Laid over.

On motion of Mr. Shaver,

The rules were suspended, and

A bill to authorize the Commissioners of Salisbury to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Crawford, Davis, Davidson, Dixon, Downing, Durham, Ellis, Ellington, Estes Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Graham, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hoffman, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of

Moore, Kinney, Leary, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Proctor, Proffitt, Ragland, Rea, Renfrow, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Wilkie, Williamson and Wiswall—85.

On motion, the second Special Order was postponed until next Wednesday at 11 o'clock, and the third Special Order until Saturday at 11 o'clock.

On motion of Mr. Estes,

The rules were suspended, and

A bill to establish a Turnpike Road in the County of Carteret was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Blair, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Davis, Davidson, Downing, Durham, Ellington, Estes, Farrow, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of Wake, Hayes, Hendricks, Horney, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Malone, Mayo, Mendenhall, Moring, Morrill, Morris, Pearson, Pou, Proctor, Proffitt, Bagland, Renfrow, Robbins, Robinson, Reynolds, Seymour, Stilley, Sykes, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williamson, and Wiswall—55.

Those who voted in the negative were:

Messrs. Boddie, Ellis, Ferebee, Gibson, Grier, Gunter, Hawkins, Hicks, Hodnett, Humphries, McCanless, McMillan, Painter, Shaver, Smith of Alleghany, Smith of Wayne, Stanton, Sweat and Williams of Sampson—19.

Mr. Allison, introduced, by leave,

A bill to incorporate the Town of Durham, in Orange County.

Referred to Committee on Corporations.

On motion of Mr. Wilkie,

The rules were suspended, and

A bill to authorize the Commissioners of Jones County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Durham, Ellis, Ellington, Estes, Forkner, French, Gibson, Graham, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Proctor, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Stanton, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley, Wilkie and Williamson—73.

On motion of Mr. Bowman,

The rules were suspended, and

A bill lo lay off the homestead and personal exemption was taken up.

Mr. Moore, of Chowan, moved to amend by offering a substitute for section seven,

And on the adoption of the same, called the previous question.

The call for the previous question being sustained,

The question recurred on the adoption of the substitute,

And the same was adopted by the following vote, Mr. Moore having called for the yeas and nays, and the call having been sustained:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Blair, Bowman, Candler, Carey, Cherry, Clayton, Crawford, Dixon, Ellis, Ellington, Farrow, Ferebee, Forkner, Foster, Franklin, Graham, Gunter, Harris of Wake, Hendricks, Hodnett, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of

Davie, Leary, Malone, Mayo, Mendenhall, Moring, Moore of Chowan, Morrill, Morris, Pou, Price, Proctor, Ragland, Robbins, Robinson, Reynolds, Siegrist, Stanton, Sykes, Vestal, Vest, Welch and Williamson—51.

Those who voted in the negative were:

Messrs. Armstrong, Barnes, Boddie, Carson, Cawthorn, Davidson, Downing, Durham, Estes, French, Gahagan, Gibson, Green, Grier, Hawkins, Hicks, Jarvis, Kelly of Moore, Kinney, Matheson, McCanless, Moore of Alamance, Nicholson, Painter, Proffitt, Renfrow, Seymour, Shaver, Simonds, Smith of Alleghany, Stilley, Sweat, Whitley and Wiswall—34.

The section was then adopted.

On motion of Mr. Seymour,

The House then adjourned.

SATURDAY, February 27th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Blythe, of the Senate.

Mr. French introduced

A resolution for the General Assembly to take a recess from March 1st until March 8th.

The rules being suspended thereon,

Mr. Ingram offered a substitute for the resolution.

Mr. Gunter moved to lay the substitute and resolution on the table.

On this motion Mr. Siegrist called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Davis, Dixon, Downing, Ellis, Farrow, Forkner, Foster, Gaha-

gan, Gibson, Graham, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hilliard, Hinnant, Hodnett, Hoffman, Humphries, Hudgings, Jarvis, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Malone, Mayo, McCanless, Mendenhall, Moring, Moore of Alamance, Morrill, Morris, Nicholson, Painter, Pearson, Pou, Proctor, Proffitt, Ragland, Rea, Renfrow, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White and Williams of Harnett—75.

Those who voted in the negative were:

Messrs. French, Green, Ingram and Laflin—4.

Mr. Hayes moved to reconsider the vote just taken.

Mr. Painter moved to lay this motion on the table,

And the motion to table prevailed.

Mr. Harris, of Wake, introduced

A bill to regulate the drawing of jurors.

Referred to Judiciary Committee.

Mr. Pou introduced

A bill to change the name of the Town of Nahunta, in Wayne County.

On motion, the rules were suspended, and the same

Passed its several readings.

Mr. Pou introduced

A bill to incorporate the Clarkson School, in the Town of Smithfield.

Referred to Committee on Corporations.

Mr. Moore, of Chowan, presented

A claim in favor of R. R. Heath, for services as Judge of Superior Courts of Law and Equity.

Referred to Judiciary Committee.

On motion of Mr. Shaver,

The rules were suspended, and

A bill to authorize the Commissioners of the Town of Salisbury to issue bonds was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Davidson, Dixon, Downing, Ellis, Farrow, Ferebee, Forkner, Gibson, Graham, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hicks, Hilliard, Hinnant, Hodnett, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie Kinney, Leary, Malone, Matheson, Mayo, McCanless, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Price, Proffitt, Ragland, Rea, Robbins, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stevens, Stilley, Sykes, Thompson, Vestal, Vest, White, Williams of Harnett and Wiswall—72.

On motion of Mr. Moore, of Chowan,

The bill to lay off the homestead and personal property exemption was taken up.

Mr. Moore moved to amend by offering four additional sections, to be titled sections 8, 9, 10 and 11, and to make section 7, as stricken out, section 12.

The amendments were adopted.

The bill, as amended, then passed its second reading,

And, on motion, the same was ordered printed for its third reading.

On motion of Mr. Hinnant,

The rules were suspended, and

A bill to prevent obstructions to the passage of fish up Little River, to K. B. Whitley's Mill, in Johnston County, was taken up, and the same

Passed its second and third readings.

On motion of Mr. Bowman,

The rules were suspended, and

A bill to extend the corporate limits of the Town of Thomasville was taken up, and the same

Passed its second and third readings.

On motion of Mr. Harris, of Wake,

A bill to authorize the appointment of a Tax Collector for the County of Pasquotank was taken up, and the same

Passed its second and third readings.

On motion of Mr. Malone,

The rules were suspended, and

A bill to authorize the several Counties of the State to subscribe stock in Rail Road Companies was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Barnes, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davidson, Dixon, Ellis, Farrow, Forkner, Gahagan, Gatling, Gibson, Graham, Green, Gunter, Harris of Wake, Hayes, Hendricks, Hicks, Hinnant, Hoffman, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Malone, Matheson, Mayo, McCanless, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Painter, Pearson, Price, Proctor Proffitt, Renfrow, Robinson, Reynolds, Siegrist, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Welch, White, Williams of Harnett and Wiswall—62.

Those who voted in the negative were:

Messrs. Hodnett, Horney and Sykes—3.

On motion of Mr Price,

The rules were suspended, and

A bill to amend an act entitled "An act to incorporate the Wilmington Hook and Ladder Company," was taken up.

Mr. Price moved to amend by inserting an additional section to be titled section 2.

The amendment was adopted,

And the bill, as amended, passed its second and third readings.

On motion of Mr. Vestal,

The rules were suspended, and

A bill to incorporate the East Bend Lodge, No. 269, Free

and Accepted Masons, in Yadkin County, was taken up, and the same

Passed its second and third readings.

On motion of Mr. Vest,

The rules were suspended, and

A bill to punish persons for violating Town laws was taken up, and the same

Passed its second and third readings.

On motion of Mr. Kinney,

The rules were suspended, and

A bill to amend the charter of the Silver Valley Mining Company was taken up, and the same

Passed its second and third readings.

On motion of Mr. Vestal,

The rules were suspended, and

A bill to incorporate the Town of Mt. Airy, in Surry County, was taken up, and the same

Passed its second and third readings.

On motion of Mr. Dixon,

The rules were suspended, and

A resolution in favor of Wm. Thompson, Willie D. Jones and others was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Dixon, Downing, Ellis, Farrow, Ferebee, Forkner, Graham, Green, Grier, Gunter, Hilliard, Humphries, Ingram, Justice of Rutherford, Laflin, Leary, Malone, Mayo, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Pearson, Price, Proctor, Proffitt, Ragland, Robbins, Reynolds, Stevens, Stilley, Sweat, Sykes, Thompson, Vest, Welch, White, Williams of Harnett and Wiswall—53.

Those who voted in the negative were:

Messrs. Clayton, Gahagan, Gibson, Hawkins, Hayes, Hicks, Hodnett, Horney, Hudgings, Kinney, McCanless, Painter,

Renfrow, Robinson, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne and Vestal—20.

On motion of Mr. Ellis,

The rules were suspended, and

A bill to incorporate the Town of Newton was taken up, and the same

Passed its second and third readings.

On motion of Mr. Sykes,

The rules were suspended, and

A bill to authorize the Commissioners of Pasquotank County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Blair, Bowman, Candler, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Dixon, Downing, Ellington, Estes, Farrow, Ferebee, Forkner, Gahagan, Gibson, Graham, Green, Grier, Gunter, Hawkins, Hayes, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Leary, Matheson, McCanless, Moore of Alamance, Morrill, Morris, Nicholson, Painter, Pearson, Price, Ragland, Renfrow, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stevens, Sykes, Thompson, Vestal, Vest, Welch, White and Wiswall—64.

Mr. Hodnett voted in the negative.

On motion of Mr. Dixon,

The rules were suspended, and

A bill for raising additional revenue in the County of Greene was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Dixon, Ellis, Ellington, Ferebee, Forkner, Gahagan, Gibson, Graham, Green, Grier, Gunter, Hawkins, Hayes, Hicks, Hilliard, Hoffman, Humphries, Hudgings, Ingram, Justice of

Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Matheson, McCanless, Moore of Alamance, Morrill, Morris, Nicholson, Painter, Pearson, Price, Proctor, Rea, Renfrow, Robbins, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Sykes, Thompson, Vestal, Vest, Welch, White, Williams of Harnett and Wiswall—64.

On motion of Mr. Ellington,

The rules were suspended, and

A bill to authorize the Commissioners of Rockingham to levy a special tax was taken up; and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Dixon, Downing, Ellis, Ellington, Ferebee, Forkner, Gahagan, Gibson, Graham, Green, Grier, Gunter, Hawkins, Hayes, Hendricks, Hicks, Hilliard, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Matheson, Mayo, McCanless, Moore of Alamance, Morrill, Morris, Nicholson, Painter, Pearson, Price, Proctor, Rea, Renfrow, Robbins, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White, Williams of Harnett and Wiswall—68.

Mr. Ellington presented, by leave,

The report of survey of Townships from the Commissioners of Rockingham County.

Referred to Committee on Counties and Townships.

The hour for the Special Order having arrived, it being

A bill to empower the Commissioners of Alamance County to issue license for the retail of spirituous liquors at Company Shops, the same was taken up.

Mr. Allison moved to indefinitely postpone the bill.

On this motion Mr. Gunter called for the yeas and nays.

The call being sustained,

The motion to postpone indefinitely prevailed by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Armstrong, Ashworth, Boddie, Bowman, Candler, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Ellis, Ellington, Ferebee, Foster, Gibson, Graham, Grier, Gunter, Hawkins, Hendricks, Hicks, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Leary, Malone, Matheson, Mayo, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Price, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Allegany, Smith of Wayne, Stevens, Sweat, Vest, Welch, White, and Williams of Harnett—58.

Those who voted in the negative were:

Messrs. Carson, Farrow, Forkner, Horney, Kinney, McCanless, Proctor and Thompson—8.

On motion of Mr. Stilley,

The rules were suspended, and

A bill to amend the charter of the Town of Washington was taken up.

Mr. Stilley moved to amend by inserting two additional sections, to be titled sections 3 and 4.

The amendments were adopted,

And the bill, as amended, passed its second reading.

On motion of Mr. Leary,

The House then adjourned.

MONDAY, March 1st, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

A message was received from the Governor, in relation to the Albemarle and Chesapeake Canal Company.

Ordered to be printed.

Mr. Justice, of Rutherford, introduced

A resolution to fix a day for the adjournment of the General Assembly.

Laid over.

Also,

A resolution to raise a Joint Committee on Currency.

Laid over.

Mr. Seymour, from the Committee on Judiciary, reported

A bill for the relief of Mary Crowder, unfavorably, and

A bill to protect Sheriffs in the sale of land for the payment of taxes, favorably.

On motion of Mr. Bowman,

The rules were suspended, and

The resolution introduced by Mr. Justice, in relation to adjournment, was taken up.

Mr. Downing moved to amend the resolution by striking out the words "twenty-second" and inserting in lieu thereof the words "twenty-ninth."

On the adoption of this amendment,

Mr. Bowman called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Cherry, Dixon, Downing, Ellington, Franklin, Graham, Hayes, Hinnant, Leary, Moring, Proctor, Ragland, Robbins, Seymour and Sykes—15.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie,

Bowman, Candler, Carson, Cawthorn, Clayton, Davis, Ellis, Farrow, Forkner, Gahagan, Gibson, Green, Grier, Gunter, Hawkins, Hicks, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justus of Rutherford, Kelly of Davie, Kinney, Malone, Matheson, Mayo, McCanless, Mendenhall, Moore of Alamance, Morrill, Nicholson, Painter, Pearson, Pou, Price, Proffitt, Rea, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Thompson, Vestal, Vest, Welch, White and Williams of Harnett—58.

Mr. Price offered a substitute for the whole.

The substitute was adopted.

The question then recurring on the adoption of the resolution,

The resolution was adopted.

Mr. Welch introduced

A resolution in favor of J. D. Justice, of Haywood.

Referred to Committee on Private Bills.

Mr. Candler introduced

A bill for the relief of Jesse Sumner, Sheriff of Buncombe County, which

Under suspension of the rules, passed its several readings.

On motion of Mr. Gunter,

The rules were suspended, and

A resolution concerning the payment of *per diem* to members absent without leave was taken up.

Mr. Farrow moved to lay the resolution on the table.

On this motion Mr. Gunter called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Barnes, Bowman, Candler, Crawford, Downing, Ellis, Farrow, Foster, Hayes, Humphries, Justice of Rutherford, Mayo, Morrill, Morris, Price, Renfrow, Robbins and Reynolds—18.

Those who voted in the negative were:

Messrs. Argo, Ashworth, Boddie, Carson, Cawthorn, Cherry, Clayton, Dixon, Ellington, Ferebee, Forkner, Gahagan, Gibson, Graham, Green, Grier, Gunter, Harris of Wake, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Horney, Ingram, Jarvis, Kinney, Leary, Malone, Mendenhall, Moring, Moore of Alamance, Nicholson, Painter, Pou, Proctor, Proffitt, Rea, Robinson, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stevens, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, White, Williams of Harnett and Wiswall—53.

The question recurring on the adoption of the resolution,

Mr. Leary moved to amend by inserting after the word "leave," the words "from and after the first day of March."

The amendment was adopted.

Mr. Proctor moved to indefinitely postpone the resolution,

And the motion prevailed.

On motion of Mr. Jarvis,

The rules were suspended, and

A bill in relation to property belonging to the Board of Education was taken up.

Mr. Ellington moved to refer the bill to the Committee on Education, to print and to make Special for Monday next at 11 o'clock.

And on this motion called the previous question.

The call being sustained,

Mr. Ellington called for a division of the question, and the House agreeing,

The question being on the motion to refer,

Mr. Hayes called for the yeas and nays.

The call being sustained,

The House refused to refer by the following vote:

Those who voted in the affirmative were:

Messrs. Bowman, Candler, Carson, Cherry, Crawford, Ellington, Forkner, Foster, Gilbert, Graham, Green, Harris of Wake, Hendricks, Hodgin, Horney, Hudgings, Ingram, Kinney, Laflin, McCanless, Mendenhall, Moore of Chowan, Morrill,

Price, Proctor, Rea, Reynolds, Stevens, Stilley, Sykes, White and Wiswall—32.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie, Clayton, Davidson, Dixon, Downing, Ellis, Farrow, Ferebee, Gahagan, Gatling, Gibson, Grier, Gunter, Hawkins, Hayes, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justice of Rutherford, Kelly of Davie, Leary, Malone, Matheson, Mayo, Moring, Moore of Alamance, Nicholson, Painter, Pearson, Pou, Proffitt, Ragland, Renfrow, Robbins, Robinson, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Vest, Welch and Williams of Harnett—52.

The question recurring on the motion to print and make Special,

Mr. Hayes called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affimative were:

Messrs. Bowman, Carson, Crawford, Ellington, Forkner, Foster, Graham, Harris of Wake, Hendricks, Hodgin, Hudgings, Kinney, Laflin, Mayo, McCanless, Moore of Chowan, Morrill, Morris, Price, Proctor, Ragland, Rea, Renfrow, Reynolds, Stevens, Stilley, Sykes, White and Wiswall—29.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie, Candler, Cawthorn, Clayton, Davidson, Downing, Ellis, Farrow, Ferebee, Gahagan, Gatling, Gibson, Green, Grier, Gunter, Hawkins, Hayes, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Malone, Matheson, Mendenhall, Moring, Moore of Alamance, Nicholson, Painter, Pearson, Pou, Proffitt, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Vest, Welch and Williams of Harnett.—51.

The question recurring on the passage of the bill on its second reading,

Mr. Jarvis called the previous question.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative.

Mr. Pou called for the yeas and nays.

The call being sustained,

The bill passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Cawthorn, Clayton, Davidson, Downing, Ellis, Farrow, Ferebee, Gahagan, Gatling, Gibson, Green, Gunter, Harris of Wake, Hawkins, Hayes, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Leary, Malone, Matheson, McCanless, Mendenhall, Moring, Moore of Alamance, Nicholson, Painter, Pou, Proffitt, Ragland, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Vest, Welch and Williams of Harnett—59.

Those who voted in the negative were:

Messrs. Cherry, Crawford, Ellington, Forkner, Foster, Graham, Kinney, Laflin, Mayo, Moore of Chowan, Morris, Pearson, Proctor, Rea, Renfrow, Robbins, Reynolds, Seymour, Simonds, Stevens, Stilley, Sykes and Wiswall—23.

Mr. Seymour moved to reconsider the vote just taken.

Mr. Argo moved to lay this motion on the table,

And the motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cherry, Clayton, Dixon, Downing, Ellis, Farrow, Ferebee, Foster, Gahagan, Gatling, Gibson, Green, Grier, Gunter, Hawkins, Hendricks, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Leary, Malone, Matheson, McCanless, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Proffitt, Robinson, Shaver, Siegrist, Smith

of Alleghany, Smith of Wayne, Sykes, Thompson, Vestal, Vest, Welch and Williams of Harnett—56.

Those who voted in the negative were:

Messrs. Cawthorn, Crawford, Ellington, Forkner, Graham, Harris of Wake, Hayes, Hodgin, Hudgings, Mayo, Morrill, Morris, Pearson, Renfrow, Robbins, Reynolds, Seymour, Simonds, Stevens, White and Wiswall—21.

The question then being on the passage of the bill on its third reading,

Mr. Harris, of Wake, called for the yeas and nays.

The call being sustained,

The bill passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cherry, Clayton, Davidson, Downing, Ellis, Farrow, Ferebee, Gahagan, Gatling, Gibson, Green, Grier, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Kelly of Davie, Kinney, Laflin, Leary, Malone, Matheson, McCanless, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Proffitt, Ragland, Robinson, Shaver, Siegrist, Smith, of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Vest, Welch, White and Williams of Harnett—59.

Those who voted in the negative were:

Messrs. Crawford, Foster, Harris of Wake, Hudgings, Mayo, Proctor, Simonds, Stevens and Sykes—9.

Mr. Argo moved to reconsider the vote just taken.

Mr. Jarvis moved to lay this motion on the table.

On this motion

Mr. Forkner called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Clayton, Davidson, Downing, Ellis, Farrow, Ferebee, Gahagan, Gatling, Gibson, Green,

Grier, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Malone, Matheson, McCanless, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Proffitt, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Welch and Williams of Harnett—51.

Those who voted in the negative were:

Messrs. Cherry, Crawford, Dixon, Forkner, Foster, Harris of Wake, Hayes, Hudgings, Justice of Rutherford, Laflin, Mayo, Morrill, Pearson, Price, Proctor, Rea, Renfrow, Robbins, Reynolds, Seymour, Simonds, Stevens, Sykes, Vest, White and Wiswall—26.

Mr. Gatling introduced, by leave,

A resolution providing for the appointment of a Joint Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

Laid over.

Mr. Matheson introduced, by leave,

A bill to incorporate the Town of Taylorsville, in Alexander County.

Referred to Committee on Corporations.

On motion of Mr. Price,

The House then adjourned.

EVENING SESSION.

7½ O'CLOCK, P. M.

On motion of Mr. Malone,

The rules were suspended, and

A bill to authorize the several Counties of the State to sub-

scribe stock in Rail Road Companies was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnes, Bowman, Candler, Carson, Cawthorn, Clayton, Crawford, Downing, Farrow, Forkner, Gahagan, Gatling, Graham, Green, Gunter, Harris of Wake, Hendricks, Hicks, Hinnant, Hodgin, Hoffman, Horney, Hudgings, Ingram, Kinney, Leary, Malone, Matheson, McCanless, Mendenhall, Nicholson, Pearson, Proctor, Proffitt, Ragland, Rea, Renfrow, Robinson, Reynolds, Siegrist, Simonds, Sweat, Sykes, Vestal, Welch, White and Wiswall—49.

Those who voted in the negative were:

Messrs. Allison, Boddie, Gibson, Hawkins, Hodnett, Jarvis, Kelly of Davie, Moore of Alamance, Pou, Shaver, Smith of Alleghany, Smith of Wayne, Thompson and Williams of Harnett—14.

Mr. Vest moved to reconsider the vote just taken.

Mr. Malone moved to lay this motion on the table,

And the motion to table prevailed.

Mr. Leary introduced

A bill to empower the Commissioners of Cumberland County to levy a special tax.

Laid over.

Mr. Green introduced

A bill to authorize the Commissioners of Stanly County to levy a special tax.

Laid over.

Mr. Renfrow introduced

A bill to incorporate the Town of Littleton.

Referred to Committee on Corporations.

On motion of Mr. Green,

The rules were suspended, and

A bill to remove obstructions in the Pedee, Yadkin and Uharrie Rivers, for the passage of fish, was taken up.

Mr. Ashworth moved to amend by striking out, in section 3,

the words "head-waters" and inserting the words "mouth or first merchant mill dam."

Adopted.

The bill, as amended, passed its second and third readings.

On motion of Mr. Moore, of Chowan,

The rules were suspended, and

A bill to lay off the homestead and personal property exemption was taken up.

Mr. Moore moved to amend by striking out section 29,

And on this motion called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Bowman, Candler, Carey, Clayton, Dixon, Ellington, Forkner, Franklin, Graham, Gunter, Harris of Wake, Hinnant, Hodgin, Hodnett, Humphries, Hudgings, Ingram, Kelly of Davie, Leary, Malone, Moore of Chowan, Morris, Pou, Proctor, Ragland, Rea, Robinson, Reynolds, Siegrist, Simonds, Smith of Wayne, Stevens, Sykes, Vest, Welch and Williams of Harnett—38.

Those who voted in the negative were:

Messrs. Armstrong, Barnes, Boddie, Carson, Cawthorn, Crawford, Gahagan, Gibson, Hawkins, Hoffman, Jarvis, Kinney, Matheson, Mayo, McCanless, Mendenhall, Moore of Alamance, Pearson, Proffitt, Renfrow, Robbins, Smith of Alleghany, Sweat, Thompson, White and Wiswall—26.

Mr. Moore moved to amend further by inserting, in section 2, line 7, after the word "appraiser," the words "or Assessor, (as the case may be.)"

Adopted.

Mr. Hodgin moved to amend by inserting, in section 2, line 5, after the word "swear" the words "or affirm."

Adopted.

Mr. Moore moved to amend by a substitute for section 5.

The substitute was adopted, and

The section adopted.

Mr. Welch moved to amend section 6, line 2, by striking out the words "of a portion."

Adopted.

Mr. Moore moved to amend section 13, line 3, by inserting after the word "as" the words "is required in section 4 of this act."

Adopted.

Mr. Moore moved to amend further by striking out, in section 14, the words "need not be freeholders, but."

Adopted.

Mr. Moore moved to amend further by inserting, in section 16, line 2, after the word "exemption," the words "when the same is made under execution," and to insert after the word "process," line 4, the words "and when made upon the petition of the owner thereof shall be paid by such owner."

Mr. Welch moved to amend the amendment by inserting after the word "owner," the words "and the latter cost shall be a lien upon the said homestead."

Pending which,

On motion of Mr. Renfrow,

The House adjourned.

TUESDAY, March 2d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Pritchard, of the City.

Mr. Painter asked leave to record his vote in the negative on the motion to strike out section 29 of the bill to lay off the homestead and personal property exemption.

Leave was granted.

Mr. Gibson presented

A petition from the citizen of Cabarrus County in relation to the stay laws.

Referred to Committee on Propositions and Grievances.

Mr. Leary, from the Committee on Corporations, reported

A bill to incorporate the Town of Durham, with amendments, favorably;

A bill to incorporate the Town of Trinity, in Randolph County, favorably;

A bill to incorporate the Trustees of the Union Church Association, at Company Shops, favorably;

A bill to incorporate the Clarkson School, in Smithfield, favorably; and

A bill to amend an act entitled "An act to incorporate the Trustees of the North Carolina College," favorably.

Mr. Simonds introduced

A resolution in favor of G. W. and B. K. Dickey, of Cherokee County.

Referred to Committee on Claims.

Mr. Downing presented

A report of survey of Townships from the Commissioners of Union County, as corrected.

Referred to Committee on Counties and Townships.

Mr. Morrill introduced

A bill to prevent the depletion of the breeds of feathered game.

Referred to Committee on Private Bills.

Mr. Grier introduced

A bill to enable Richard A. Rozzell to build a bridge across the Catawba River.

Referred to Committee on Corporations.

On motion of Mr. Malone,

The rules were suspended, and

A bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Barnett, Barnes, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Davidson, Dixon, Downing, Ellis, Ellington, Farrow, Ferebee, Forkner, Franklin, Gahagan, Gatling, Gibson, Graham, Green, Grier, Gunter, Hawkins, Hendricks, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Malone, Matheson, McCanless, Mendenhall, Moring, Morrill, Morris, Nicholson, Painter, Pearson, Price, Proctor, Ragland, Renfrow, Robbins, Siegrist, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White and Wiswall—64.

Those who voted in the negative were:

Messrs. Allison, Foster, Harris of Wake, Moore of Alamance, Rea, Seymour, Shaver, Smith of Alleghany, and Williams of Harnett—9.

Mr. Seymour, from the Committee on Judiciary, reported favorably, with amendment,

A bill concerning the settlement of the estates of deceased persons.

Under suspension of the rules, the amendment of the Committee was adopted.

The bill passed second reading, and was ordered to be printed, and made Special for Thursday next, at 11 o'clock.

Mr. Barnett introduced, by leave,

A bill to amend an act entitled "An act to incorporate the Green Swamp Company."

Referred to Committee on Corporations.

On motion of Mr. Barnett,

The rules were suspended, and

The bill to enable the Chatham Rail Road Company to complete its road, was taken up.

Mr. Welch moved to amend by inserting in line 8, section 2, the words "of that portion of the Road South of the Western Rail Road," after the word "kind."

Pending which,

The hour for the Special Order arrived, it being

A bill to lay off the homestead and personal property exemption, and the same was taken up.

The question being on the amendment to the amendment to section 16, the same was adopted.

And the amendment, as amended, was adopted.

Mr. Moore offered a substitute for section 17.

The substitute was adopted, and

The section was adopted.

Mr. Harris, of Wake, moved to amend section 21, by inserting in line 1, after the word "refuse" the words "or neglect."

Adopted.

Mr. Moore moved to amend by inserting an additional section, to be titled section 23.

Adopted.

Mr. Bowman moved to amend by inserting in line 1 after the word "creditor," the words "for whom the levy is made, or judgment debtor, or person entitled to homestead exemption."

Adopted.

Mr. Seymour moved, by leave, that when the House adjourn it do so to meet again at 10 o'clock, Wednesday.

Mr. Mayo moved to amend the motion by substituting "that this House meet to night at 7½ o'clock, and each night during the week, excepting Saturday night at the same hour."

On the adoption of the amendment,

Mr. Ingram called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Crawford, Dixon, Ellis, Forkner, Foster, Gahagan, Gibson, Graham, Grier, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Ingram, Kinney, Leary, Malone,

Mayo, Mendenhall, Moore of Alamance, Moore of Chowan, Nicholson, Pearson, Pou, Price, Proffitt, Rea, Robbins, Siegrist, Smith of Alleghany, Thompson, Vestal, Welch, White, Williams of Harnett and Wiswall—50.

Those who voted in the negative were:

Messrs. Allison, Argo, Cherry, Downing, Ellington, Farrow, Ferebee, Gatling, Jarvis, Justice of Rutherford, Kelly of Davie, Morrill, Proctor, Ragland, Robinson, Seymour, Simonds, Stevens and Vest—19.

The motion, as amended, then prevailed.

The House resuming consideration of the business suspended,

Mr. Moore, of Chowan, moved to amend section 24 by striking out all from the word "appraisers" in line 12, to the word "shall" in line 13; by striking out all after the word "and" in line 14, to the word "make" in line 15; and by striking out all after the word "report" in line 15, and inserting in lieu thereof the words "as required in section 26 of this act."

The amendments were adopted.

Mr. Moore, of Chowan, moved to amend section 25 by striking out, in line 2, the word "judgment," and by striking out in line 6 the word "freeholder," and inserting in lieu thereof, the words "persons qualified to act as juror."

The amendments were adopted.

Mr. Bowman moved to amend by offering a substitute for section 26.

The substitute was adopted.

Mr. Pou moved to amend by inserting two additional sections, to be titled sections 28 and 29.

Pending which,

A message was received from the Governor, transmitting a report from Professor W. C. Kerr, State Geologist.

Ordered to be printed and sent to the Senate, when

On motion of Mr. Proctor,

The House then adjourned.

EVENING SESSION.

7½ O'Clock, P. M.

Mr. Moring introduced

A bill to incorporate the Wm. T. Bain Lodge, No. 231, of A. Y. M., in the County of Wake.

Referred to the Committee on Corporations.

A message was received from the Senate, transmitting for consideration of the House,

A series of amendments to the bill to provide for the collection of taxes by the State, and by the several Counties of the State, on property, polls and income.

Laid over.

The unfinished business of the morning being the amendment of Mr. Pou to the bill to lay off the homestead and personal property exemption, the same was taken up.

On the adoption of the amendment, viz: to insert an additional section, to be titled section 28,

Mr. Pou called the previous question.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative.

Mr. Moore, of Chowan, called for the yeas and nays on the adoption of the amendment.

The call for the yeas and nays being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Barnett, Barnes, Boddie, Carson, Cawthorn, Dixon, Farrow, Foster, French, Gahagan, Gibson, Green, Hawkins, Hinnant, Hoffman, Jarvis, Kinney, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Painter, Pearson, Pou, Proffitt, Renfrow, Seymour, Shaver, Siegrist, Smith of Alleghany, Sweat, Thompson, Vestal and White—37.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Ashworth, Bowman, Candler,

Clayton, Davidson, Forkner, Grier, Gunter, Harris of Wake, Hendricks, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Long of Chatham, Moring, Moore of Chowan, Morrill, Morris, Nicholson, Proctor, Ragland, Rea, Robinson, Sinclair, Stevens, Vest, Welch and Williams of Harnett—36.

Mr. Barnett moved to reconsider the vote just taken.

Mr. Malone moved to lay this motion on the table.

On this motion,

Mr. Dixon called for the yeas and nays.

The call being sustained,

The vote resulted in a tie, as follows:

Those who voted in the affirmative were:

Messrs. Armstrong, Barnes, Boddie, Carson, Cawthorn, Dixon, Ellis, Farrow, Foster, French, Gahagan, Gibson, Green, Hawkins, Hinnant, Hoffman, Hudgings, Jarvis, Kinney, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Painter, Pearson, Pou, Proffitt, Renfrow, Seymour, Shaver, Sinclair, Smith of Alleghany, Stilley, Sweat, Thompson, Vestal and White—39.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Ashworth, Barnett, Bowman, Candler, Clayton, Crawford, Davidson, Forkner, Franklin, Grier, Gunter, Harris of Wake, Hendricks, Hodgin, Hodnett, Horney, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Long of Chatham, Moring, Moore of Chowan, Morrill, Morris, Nicholson, Proctor, Ragland, Rea, Robinson, Siegrist, Stevens, Sykes, Vest, Welch and Williams of Harnett—39.

The Speaker voted in the negative, and

The motion to table the motion to reconsider was thereby lost.

The question then recurring on the motion to reconsider,

Pending which,

On motion of Mr. Sinclair,

The House adjourned.

WEDNESDAY, March 3d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. French introduced

A bill to incorporate the Independent Telegraph Company, and for other purposes.

Referred to Committee on Corporations.

Mr. French introduced

A bill to exempt from taxation property held by the Masonic fraternity of North Carolina.

Referred to Committee on Finance.

Mr. Moore introduced

A resolution to provide for the printing of the public calendar.

Laid over.

On motion of Mr. Malone,

The rules were suspended, and

A bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury was taken up, and the same

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnett, Barnes, Bowman, Candler, Carey, Cawthorn, Cherry, Clayton, Crawford, Dixon, Downing, Ellis, Ellington, Farrow, Ferebee, Forkner, French, Gahagan, Green, Grier, Hendricks, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Ingram, Kinney, Leary, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Pearson, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Siegrist, Sinclair, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White and Wilkie—58.

Those who voted in the negative were:

Messrs. Ames, Boddie, Carson, Gibson, Hawkins, Hicks, Humphries, Justice of Rutherford, Kelly of Davie, McCanless,

Rea, Robinson, Smith of Alleghany and Williams of Harnett—14.

Mr. French moved to reconsider the vote just taken.

Mr. Malone moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Barnett, from the Committee on Corporations, reported

A bill to incorporate the Wm. T. Bain Lodge, of Wake County, favorably;

A bill to amend an act entitled "An act to incorporate the Green Swamp Company," favorably, and

A bill to enable Richard A. Rozzell to build a bridge across the Catawba River, favorably.

Mr. Sinclair introduced

A bill to authorize the Commissioners of New Hanover County to receive, in their County Work House, convicts from other Counties.

Laid over.

Mr. Ames introduced

A bill to incorporate the Town of La Grange, in Lenoir County.

Referred to Committee on Corporations.

Mr. Ragland introduced

A bill to repeal certain sections of chapter 45, of the Revised Code, and to amend section 361 of the Code of Civil Procedure.

Referred to Joint Committee on Stay Laws.

On motion of Mr. Downing,

The rules were suspended, and

The message from the Senate, submitting a series of amendments to the bill to provide for the collection of taxes by the State and by the several Counties of the State, etc., was taken up, and,

On motion of Mr. French, the House refused to concur in the amendments, authorized a message to be sent to the Senate proposing to raise a Committee of Conference on the subject,

the Committee to consist of four on the part of the Senate and five on the part of the House, and

The Speaker appointed as the House branch of said Committee

Messrs. French, Jarvis, Harris of Wake, Pearson and Downing.

On motion of Mr. Leary,

The rules were suspended, and

A bill to authorize the Commissioners of Cumberland County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Barnett, Barnes, Boddie, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton, Crawford, Davidson, Dixon, Downing, Ellington, Ferebee, Forkner, French, Gahagan, Gibson, Green, Gunter, Harris of Wake, Hawkins, Hoffman, Horney, Hudgings, Ingram, Kelly of Davie, Kinney, Leary, Long of Chatham, Malone, Mayo, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Price, Proffitt, Rentrow, Robbins, Robinson, Seymour, Shaver, Sinclair, Smith of Alleghany, Stevens, Sykes, Thompson, Vestal, Vest, Welch, White, Wilkie, Williams of Harnett and Wiswall—66.

Those who voted in the negative were:

Messrs. Ellis and Hodnett—2.

The hour for the Special Order having arrived, it being

A bill on Salaries and Fees,

On motion of Mr. Bowman, the same was

Made Special for Wednesday next at 12 o'clock.

A bill to lay off the homestead and personal property exemption was then taken up.

The unfinished business thereon being the motion to reconsider the vote by which the additional section titled "section 28," was adopted,

Mr. Forkner called for the yeas and nays.

The call being sustained,

The vote resulted in the affirmative, as follows:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Ashworth, Bowman, Candler, Carey, Clayton, Davidson, Forebee, Forkner, Franklin, Gatling, Grier, Gunter, Harris of Wake, Hendricks, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Long of Chatham, Mayo, McMillan, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Price, Proctor, Ragland, Rea, Robinson, Siegrist, Sinclair, Smith of Martin, Stevens, Sykes, Vestal, Vest, Welch, Williams of Harnett and Wiswall—48.

Those who voted in the negative were:

Messrs. Armstrong, Barnett, Barnes, Boddie, Carson, Cawthorn, Crawford, Dixon, Downing, French, Gahagan, Gibson, Green, Hawkins, Hayes, Hicks, Hinnant, Hoffman, Jarvis, Kinney, Leary, Matheson, McCanless, Mendenhall, Painter, Pearson, Pou, Proffitt, Renfrow, Seymour, Shaver, Smith of Alleghany, Sweat, Thompson, White and Wilkie—36.

A message was received from the Senate, transmitting for consideration of the House,

A resolution in favor of Wm. G. Hix, late Sheriff of Wilkes County;

A bill to amend an act titled "An act to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road;"

A bill authorizing John L. Staton to erect and establish a ferry across Dan River;

A bill to amend the charter of the Town of Jamesville;

A bill to amend an act entitled "An act to incorporate the Carrolton Copper Mining Company, of Baltimore;"

A bill for the relief of the securities of S. A. Warren, late Sheriff of Northampton County;

A bill to incorporate the Currituck Club Steamboat Company;

A bill to protect the State against fraudulent sales of property for the use of a Penitentiary;

A bill authorizing the Sheriff of Washington County to collect arrears of taxes for the year 1867, and

A resolution requiring the appointment of a Joint Committee of three on the part of each House to report a bill for the relief of the people.

On motion of Mr. Morris,

The House then adjourned.

EVENING SESSION.

7½ O'clock, P. M.

Several motions to adjourn being lost,

Mr. Ingram moved that the House dispense with night sessions for Thursday, Friday and Saturday nights, and

The motion prevailed.

On motion of Mr. Bowman,

The rules were suspended, and

A bill to amend an act entitled "An act to make bank bills a set off" was taken up, and the same

Passed its several readings.

On motion of Mr. Pou,

The rules were suspended, and

The following named bills were taken up and passed their several readings:

A bill to allow causes to be re-heard in certain cases, and

A bill to amend chapter 2, Title XIX, of the Code of Civil Procedure.

On motion of Mr. Barnett,

The rules were suspended, and

A bill to amend an act entitled "An act to incorporate the Green Swamp Company" was taken up; and the same

Passed its second and third readings.

On motion of Mr. Seymour,

The rules were suspended, and

A bill to provide for the procedure in special proceedings generally, and in application for widow's years' support, and in dower, was taken up.

Pending which,

On motion of Mr. Seymour,

The House adjourned.

THURSDAY, March 4th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Gunter presented

A revised report of survey of Townships from the Commissioners of Chatham County.

Referred to Committee on Counties and Townships.

Mr. French introduced

A resolution concerning members from the House.

Laid over.

Also,

A resolution concerning the Sheriff of New Hanover County.

Mr. Justice, of Rutherford, introduced

A bill to suspend the jurisdiction of the Superior and Inferior Courts in certain cases.

Referred to Committee on Judiciary.

Mr. Pou introduced

A bill to authorize John L. Banks, of Johnston County, to collect arrears of taxes.

Referred to Committee on Propositions and Grievances.

Also,

A bill to make Neuse River a lawful fence in certain cases.

Same reference.

Mr. French introduced

A bill to regulate the issue of State bonds.

Referred to Committee on Finance.

On motion of Mr. French,

The rules were suspended, and

A resolution concerning the Sheriff of New Hanover County. was taken up, and the same

Passed its second and third readings.

On motion of Mr. Painter,

A bill relative to the Western Turnpike Road leading from Asheville, westward to Murphy, and thence by separate routes, to the Georgia and Tennessee lines, was taken up, and the same

Passed its second reading.

Mr. Bowman moved to amend by inserting a proviso to the last section, when,

On motion of Mr. Welch,

The bill was made Special for Friday at 11 o'clock.

Mr. Ames introduced

A bill in favor of the late Sheriff of Lenoir County.

Laid over.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A bill to prevent the wilful abandonment of wives by their husbands was taken up, and the same

Passed its several readings.

Mr. Price introduced

A bill to incorporate Giblem Lodge.

Referred to Committee on Corporations.

On motion of Mr. Seymour,

The rules were suspended, and

A bill concerning the settlement of the estates of deceased persons was taken up.

Mr. Malone moved to amend section 1, line 3, by striking out "eight" and inserting "four."

Pending which,

The following message was received from the Governor:

STATE OF NORTH CAROLINA,
EXECUTIVE DEPARTMENT,
Raleigh, March 4th, 1869.

To the Honorable the General Assembly of North Carolina:

GENTLEMEN:—I have received from the Hon. William H. Seward, Secretary of State of the United States, and herewith transmit to your honorable body, "An attested copy of a resolution of Congress, proposing to the Legislatures of the several States a Fifteenth Article to the Constitution of the United States."

The proposed Fifteenth Article is in the following words:

"A RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

"*Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled, (two-thirds of both Houses concurring)*, That the following Article be proposed to the Legislatures of the several States as an amendment to the Constitution of the United States, which, when ratified by three-fourths of said Legislatures, shall be valid as part of the Constitution, namely:

"ARTICLE XV.

"SECTION 1. The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race, color or previous condition of servitude.

"SECTION 2. The Congress shall have power to enforce this Article by appropriate legislation."

By the adoption of the proposed Article by three-fourths of the States the right to vote will be secured by the Constitution of the United States to every citizen, and will not therefore depend, as it does, now on the will of the several States. The best if not the only just form of government known among men is that which secures to all an absolute equality in political and civil rights. It results inevitably from the formation of governments by persons equally free that every one should have the right to vote—that is, to have a voice in the administration of the government to which is entrusted the lives, the liberties and the property of all. The people of the United States are all free. They all have an interest in society, and every male citizen should have the right to vote. This right should be as lasting as the Constitution itself, and as general and pervasive as the atmosphere in every State. The colored citizen in New York or Connecticut is as much entitled to it as the colored citizen in North Carolina or Georgia. Every type of man who is a citizen of the United States, is presumed to be capable of self-government, There can be no distinction in this respect between the Caucasian, the Mongalian and the Ethiopian, or the subordinate or modified types derived from either or all of these. They are all *men*. None of them acknowledge masters, but they are all free to seek their happiness in their own way, so long as they do not infringe the rights of others. Political slavery, when once firmly fastened on any race of men, is not less oppressive or depressing to them than what has been known in this country as African or domestic slavery. The gift of freedom to the colored race of the United States would be worse than worthless if not accompanied by the right to vote. The people of North Carolina have already, by a large majority, secured to every citizen by their organic law the right of suffrage. It is not probable that this right will be impaired or even modified so long as the Republican party of the State remain united and controls the Legislative department of the government. But it is hoped

from abundant caution and as a matter of principle, that the Legislature of every State will promptly ratify this amendment, thus settling the question for all time. Those who are at present charged with the governments of the recently reconstructed States have had devolved upon them a duty in relation to the colored population which is more responsible and delicate, in many respects, than that which is incumbent on any State not formerly slaveholding. This population, faithful, patriotic and honest, as it is, has needed, and still needs that training in the art or habit of self-government which is the birthright of every white American; and the children of this population must be educated in the midst of the children of the whites, and educated equally with the latter, in such a way as not to do injustice to either race or to excite the prejudices of one against the other. The governments of these States, resting as they do on both races, and with men of both races holding office in its various departments, have engaged with alacrity and cheerfulness in the performance of this duty, and it is their fixed purpose to omit no effort which may be deemed necessary to educate, improve and elevate the colored people whose interests and happiness have been committed to their charge. But while this duty is thus performed as to large masses who have just emerged from slavery, it is expected that other States not formerly encumbered with slavery, and in which the colored people are few in number and generally intelligent, will promptly, and without a single exception, ratify the proposed amendment, thus fixing the right of full citizenship for all in the Constitution itself, and placing it where no future change or convulsion can destroy it. I earnestly recommend, gentlemen, that the proposed Amendment to the Constitution of the United States be ratified by your honorable body.

I have the honor to be,

With great respect,

Your obedient servant,

W. W. HOLDEN,

Governor.

Mr. French moved that a Committee of seven be appointed to consider the message and accompanying documents.

The motion prevailed and

The Speaker appointed

Messrs. French, Seymour, Jarvis, Pou, Moore of Chowan, Leary and Sykes.

The Committee appointed having retired,

The unfinished business was resumed, it being the amendment offered by Mr. Malone to section 1 of the bill concerning the settlement of the estates of deceased persons.

The amendment was adopted.

On motion of Mr. Moore, of Chowan,

The bill under consideration was laid over, and

The bill to lay off the homestead and personal property exemption was taken up.

The question recurring on the adoption of the additional section offered by Mr. Pou, to be titled section 28,

Mr. Pou offered a proviso to the same.

Adopted.

The question recurring on the adoption of the amendment, as amended

Mr. Morris called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Barnett, Barnes, Boddie, Carson, Cawthorn, Cherry, Dixon, Foster, French, Gahagan, Gatlin, Gibson, Green, Hawkins, Hayes, Hilliard, Hinnant, Hoffman, Jarvis, Kinney, Leary, Malone, Matheson, McCanless, Mendenhall, Painter, Pearson, Pou, Price, Proffitt, Renfrow, Seymour, Shaver, Sweat, Thompson, Welch and Wilkie—40.

Those who voted in the negative were:

Messrs. Allison, Argo, Bowman, Candler, Clayton, Crawford, Ellington, Farrow, Ferebee, Forkner, Franklin, Grier, Gunter, Harris of Franklin, Hendricks, Hodgin, Hodnett,

Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Long of Chatham, Mayo, McMillan, Moring, Moore of Chowan, Morrill, Morris, Nicholson, Proctor, Ragland, Rea, Robbins, Siegrist, Simonds, Sykes, Vestal, Vest, Williams of Harnett and Wiswall—42

Mr. French, by leave, from the special Committee appointed to consider the Governor's message and accompanying documents, submitted the following report:

A JOINT RESOLUTION RATIFYING THE PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES, STYLED ARTICLE FIFTEEN.

WHEREAS, The General Assembly has received official notification of the passage by both Houses of the Fortieth Congress of the United States of the following proposition to amend the Constitution of the United States, by a constitutional majority of two-thirds thereof, in words to-wit:

"A RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

"*Resolved, by the Senate and House of Representatives of the United States of America, in Congress assembled,* (*two thirds of both Houses concurring,*) That the following Article be proposed to the Legislatures of the several States, as an amendment to the Constitution of the United States, which when ratified by three-fourths of said Legislatures, shall be valid as part of the Constitution, namely:

"ARTICLE XV.

"SECTION 1. The right of citizens of the United States, to vote shall not be denied or abridged, by the United States or by any State, on account of race, color or previous condition of servitude.

"SEC. 2. The Congress shall have power to enforce this Article by appropriate legislation;" therefore,

Be it Resolved by the General Assembly of North Carolina, That the said amendment to the Constitution of the United States be, and the same is hereby ratified by the General Assembly of North Carolina.

Resolved, That certified copies of the foregoing preamble and resolutions be forwarded by the Governor to the President of the United States, to the presiding officer of the United States Senate and the Speaker of the United States House of Representatives.

The rules were suspended for consideration of the report.

The question being on the passage of the resolution reported on its second reading,

Mr. Cawthorn called for the yeas and nays.

The call being sustained,

The resolution passed its second reading by the following vote:

Those who voted in the affirmative were:

Mr. Speaker, Messrs. Ames, Argo, Ashworth, Barnett, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Ellington, Forkner, Foster, Franklin, French, Gahagan, Grier, Gunter, Harris of Wake, Hayes, Hendricks, Hilliard, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Mayo, McCanless, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Pearson, Pou, Price, Proctor, Ragland, Rea, Robbins, Robinson, Seymour, Siegrist, Simonds, Sweat, Sykes, Vestal, Vest, Welch, Wilkie and Wiswall—63.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton, Ferebee, Gibson, Hawkins, Malone, McMillan, Painter, Proffitt, Thompson and Williams of Harnett—13.

The resolution then passed its third and final reading.

Mr. French moved to reconsider the vote just taken.
Mr. Ames moved to lay this motion on the table; and
The motion to table prevailed.
On motion of Mr. Hayes,
The House then adjourned.

APPENDIX—In pursuance to authority granted by a resolution adopted March 5th, the following named gentlemen have recorded their votes on the resolution ratifying Article XV of the Constitution of the United States, as follows:

In the affirmative—Messrs. Blair, Downing, Estes, Graham, Stevens, Morris, Harris of Franklin, Moring, Gilbert, Laflin, Parker, Renfrow, Reynolds, Sinclair, Smith of Martin, Snipes, Stanton, Stilley, Waldrop, Whitley, White, Williamson, Wilson, Justice of Henderson and Banner.

In the negative.—Messrs. Durham, High, Nicholson, Shaver, Smith of Alleghany, Smith of Wayne and Farrow.

FRIDAY, MARCH 5th, 1869.

The House met pursuant to adjournment.
Prayer by the Rev. Mr. Morris, of the House.
On motion of Mr. Jarvis,
The rules were suspended, and
Mr. Jarvis offered the following resolution:

Resolved, That the Clerk of the House keep open the Journal of March 4th, 1869, for ten days, and that during that time any member of this House has leave to record or change his vote on the resolution to ratify the proposed XV Article of the Constitution of the United States: *Provided*, No change be made in the result.

Mr. Price moved to amend by striking out "ten days" and inserting "the 10th instant."

Lost.

Mr. Sweat moved to amend by striking out the words "or change."

Lost.

Mr. Hodgin then moved the adoption of the following substitute:

"*Resolved*, That those members of the House who were absent March 4th, 1869, when the XV amendment was voted upon, be allowed to vote at any time thereafter, their votes being recorded on the Journal for the day on which they vote."

Lost.

The question recurring on the adoption of the original resolution,

The resolution was adopted.

The hour for the Special Order having arrived,

Mr. Bowman moved that the Special Order be postponed in order to take up the Senate resolution for the raising of a Joint Committee for the relief of the people.

The motion prevailed.

Mr. French moved to amend the resolution by striking out the words "three on the part of the House" and inserting "four on the part of the House."

Adopted.

The resolution, as amended, was adopted, and

Messrs. Bowman, Ragland, Allison and Sweat were named as the House branch of said Committee.

Mr. Hodgin moved to postpone the Special Order and to take up the University appropriation bill and make it the Special Order for Monday next, at 12 o'clock.

The motion prevailed.

Mr. Pou moved the further postponement of the Special

Order until the regular morning business should be finished.

The motion prevailed.

Mr. Barnett, from the Committee on Corporations, reported

A bill to incorporate the Town of Taylorsville, in Alexander County, favorably with amendments;

An act to incorporate the Town of Littleton in Counties of Halifax and Warren, favorably with amendments.

An act to extend the corporate limits of the Town of Fayetteville, favorably;

An act to incorporate the Town of Ridgeway, favorably.

Mr. Pou introduced

A resolution to make a new rule of the House concerning questions of privilege.

Also, a resolution in relation to removal of political disabilities.

Mr. Robinson introduced

A bill to authorize the Commissioners of the County of Macon to levy special taxes for special purposes.

Mr. Dixon introduced

A resolution concerning printing copies of the State Geologist's report, for the use of members of the two Houses.

Mr. Grier introduced

A bill to incorporate the Catawba Valley Land Company in the City of Charlotte.

Referred to Committee on Corporations.

Mr. Candler introduced

A bill to abolish and prevent the erection of a Toll Gate on the North end of the Little River Turnpike Road.

Referred to Committee on Private Bills.

Mr. Sinclair introduced the following bills:

A bill to extend the operations of Title XXI, Code of Civil Procedure;

A bill to extend the operation of Title XII, Code of Civil Procedue;

A bill to relieve against loss of negotiable promissory notes or bills of exchange.

Referred to the Judiciary Committee.

Mr. French introduced

A bill to amend the laws of navigation and pilotage for the Cape Fear River.

Referred to Committee on Salaries and Fees.

The Special Order was taken up, it being

A bill relative to the Western Turnpike Road, and the same

Passed its third reading by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Barnes, Boddie, Carson, Cawthorn, Cherry, Ellis, Ellington, Farrow, Ferebee, Franklin, Gibson, Green, Grier, Hawkins, Hicks, Hoffman, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Malone, Matheson, Mayo, McMillan, Mendenhall, Moring, Moore of Alamance, Morrill, Nicholson, Painter, Pou, Proffitt, Ragland, Robinson, Seymour, Shaver, Sinclair, Smith of Martin, Stanton, Sweat, Thompson, Vestal, Vest, Welch, Wilkie and Wiswall—52.

Those who voted in the negative were:

Messrs. Blair, Candler, Clayton, Forkner, French, Gahagan, Gatling, Gunter, Harris of Wake, Hayes, Hodgin, Hudgings, Justice of Rutherford, Kinney, Long of Chatham, McCanless, Morris, Pearson, Proctor, Rea, Renfrow, Robbins, Siegrist and Simonds—24.

On motion of Mr. Downing,

The rules were suspended, and

A bill to amend the charter of the Cheraw and Coalfields Rail Road Company was taken up.

Mr. Downing moved to amend by striking out the words "four feet eight and a half inches," and inserting "the same guage as the Wilmington, Charlotte and Rutherford Rail Road."

Adopted.

The bill then passed its second and third readings.

On motion of Mr. Leary,

The rules were suspended, and

A bill to empower the County Commissioners of Cumberland County to levy a special tax was taken up, and the same

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Ashworth, Barnett, Blair, Boddie, Candler, Carson, Cawthorn, Cherry, Crawford, Dixon, Ellington, Ferebee, Forkner, Foster, Franklin, French, Gatling, Gibson, Green, Grier, Gunter, Harris of Wake, Hendricks, Hinnant, Hodgin, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Malone, Mayo, Mendenhall, Moring, Moore of Alamance, Morrill, Morris, Nicholson, Pearson, Renfrow, Robbins, Robinson, Seymour, Shaver, Siegrist, Sinclair, Stanton, Sweat, Sykes, Vestal, Vest, Welch and Wilkie—59.

Those who voted in the negative were:

Messrs. Clayton, Hicks, Hodnett, McMillan, Parker, Pou, Thompson and Williams of Harnett.—8.

On motion of Mr. Hodgin,

The rules were suspended, and

A bill to incorporate the North Carolina Central Rail Road Company was taken up.

Mr. Ames moved to add the following proviso to section 8:

Provided, That the guage of the Road shall be the same as that of the Wilmington, Charlotte and Rutherford Rail Road.

Adopted.

The bill then passed its second and third readings:

Mr. Barnett moved a suspension of the rules in order to take up the bill to enable the Chatham Rail Road Company to complete their road, and put it on its second reading when

Mr. Pou moved to postpone and make the bill the Special Order for Wednesday next at 11 o'clock.

Which latter motion prevailed.

On motion of Mr. Bowman,

The rules were suspended and the homestead bill was taken up.

Mr. Bowman moved to add the following section to be known as section 28:

"Whenever any creditor of the owner of a homestead shall make oath before the Clerk of the Superior Court that in the opinion of the affiant, the owner of the homestead aforesaid has applied other property not exempt from levy and sale, or money not derived from the homestead, to increase the value of the homestead with intent to defraud any creditor of said owner, the said Clerk shall make an order that an issue of fraud, or no fraud, between said creditor and said owner shall be tried at the next term of the Superior Court of the County in which the homestead lies. If the jury find the issue of fraud in favor of said creditor, the Court shall decree that he recover the money or other property fraudulently added to the homestead."

Mr. Seymour moved the following as a substitute:

"It shall be lawful for any judgment creditor at any time after a year from the laying off of any homestead to apply to the Superior Court for a re-appraisement thereof; *Provided*, That such homestead shall have become worth $2,000. In such case appraisers shall be appointed, and the proceedings shall be the same as hereinbefore provided. In case the appraisers find that the homestead is not worth more than $2,000, the applying creditor shall pay all costs."

Mr. Bowman called the previous question.

The question being

"Shall the main question be now put?"

Mr. Bowman called for the yeas and nays.

The call being sustained,

The call for the previous question was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Ashworth, Blair, Bowman, Candler, Ellington, Forkner, Franklin, Grier, Harris of Wake, Hendricks, Hodgin, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Long of Chatham, Malone, Mayo, Moring, Moore of Alamance, Moore of Chowan, Morris, Proctor, Ragland, Rea, Robinson, Siegrist, Sinclair, Stanton, Sweat, Sykes, Vest and Williams of Harnett—38.

Those who voted in the negative were:

Messrs. Armstrong, Barnes, Carson, Carey, Cawthorn, Dixon, Downing, Ellis, Ferebee, Foster, French, Gibson, Green, Gunter, Hawkins, Hayes, Hicks, Hinnant, Hodnett, Horney, Jarvis, Kinney, Leary, McCanless, McMillan, Mendenhall, Nicholson Painter, Parker, Pearson, Pou, Proffitt, Renfrow, Robbins, Seymour, Shaver, Simonds, Thompson, Vestal and Welch—40.

Mr. French moved to adjourn.

On this motion Mr. Moore, of Chowan, called for the yeas and nays.

The call being sustained,

The motion to adjourn was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Boddie, Carson, Downing, Ferebee, French, Gibson, Grier, Hawkins, Hayes, Hudgings, Jarvis, Kinney, Matheson, McCanless, Morrill, Proctor, Proffitt, Renfrow, Seymour, Shaver, Sinclair, Simonds, Sweat and Thompson—26.

Those who voted in the negative were:

Messrs. Allison, Argo, Ashworth, Bowman, Candler, Cawthorn, Foster, Franklin, Gahagan, Gunter, Harris of Wake, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Ingram, Justice of Rutherford, Kelly of Davie,

Leary, Long of Chatham, Malone, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Pou, Ragland, Rea, Robbins, Robinson, Siegrist, Stanton, Stevens, Sykes, Vestal, Vest, Welch and Williams of Harnett —45.

The question recurring on the substitute offered by Mr. Seymour,

Mr. Seymour called for the yeas and nays.

The call being sustained,

The substitute was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Carson, Dixon, Ellis, Foster, French, Hayes, Hicks, Hoffman, Kinney, McCanless, Mendenhall, Morris, Pearson, Renfrow, Robbins, Seymour, Thompson and Wiswall—20.

Those who voted in the negative were:

Messrs. Allison, Argo, Ashworth, Blair, Bowman, Candler, Carey, Cawthorn, Crawford, Downing, Ellington, Farrow, Forkner, Franklin, Gahagan, Gibson, Grier, Gunter, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelley of Davie, Long of Chatham, Malone, Mayo, McMillan, Moring, Moore of Alamance, Moore of Chowan, Morrill, Nicholson, Proctor, Proffitt, Ragland, Rea, Robinson, Shaver, Siegrist, Sinclair, Simonds, Stanton, Stevens, Sweat, Sykes, Vestal, Vest, Welch and Williams of Harnett—56.

Mr. Jarvis offered the following amendment:

Strike out all after the words "in favor of the creditor" and insert the following: "The Court shall decree that a reassessment of the homestead shall be made according to the provisions of this act, and if a sale of the residue above the value of $1,000 be practicable, then the sale of the said residue shall be made for the benefit of the creditors, but if the homestead be not divisable, without manifest injury to the parties, then the sale shall be made according to the provisions of sec-

tion 17 of this act, and the excess of money above one thousand dollars shall be applied to the payment of the claims of the creditors."

Pending which,
On motion of Mr. Hayes,
The House adjourned.

SATURDAY, March, 6th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Dixon, from the Committee on Claims, reported the following bills and resolutions:

Resolution in favor of N. Price, favorably;

Resolution in favor of Moore & Cashwell, favorably;

Claim of G. W. Thompson, adminstrator of P. Rogers, against the Insane Asylum, unfavorably.

A message was received from the Senate concurring in the House amendments to Senate resolution providing for a Committee to prepare a bill for the relief of the people.

Mr. Robinson introduced

A resolution in favor of A. L. Porter, of Macon County.

Referred to the Committee on Claims.

Mr. Argo introduced

A bill to amend an act to incorporate the University Rail Road Company, which

Passed its several readings under a suspension of the rules.

Mr. Moore, of Chowan, introduced

A bill to incorporate the Albemarle Loan and Trust Company.

Laid over.

On motion of Mr. Hodnett,

The rules were suspended, and

A bill authorizing John L. Staton to erect a ferry across Dan River was taken up.

Mr. Hodnett moved to add the following proviso to section 1:

"*Provided*, That no interference with or obstruction to the ford across the Dan River, near the old bridge, shall be allowed."

Adopted.

The bill then passed its several readings.

Mr. Justice, of Rutherford, moved to take up the calendar and pass each bill in its regular turn, under a suspension of the rules.

The motion prevailed, the rules were suspended, and

The following bills and resolutions passed third reading:

Resolution in favor of Wm. Thompson, Willie D. Jones, William Grimes and R. K. Ferrell, passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cherry, Clayton, Dixon, Downing, Ellis, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gatling, Gibson, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kinney, Leary, Malone, McCanless, Mendenhall, Morris, Parker, Pearson, Price, Proctor, Ragland, Robbins, Seymour, Shaver, Siegrist, Simonds, Stanton, Sweat, Thompson, Vestal Vest, Welch, Wilkie and Wiswall—58.

Those who voted in the negative were:

Messrs. Hicks, Humphries, Long of Chatham and Matheson—4.

Resolution in favor of J. R. Grady, Sheriff of Harnett County;

A bill to authorize the Commissioners of the County of Pasquotank to levy an extra tax for certain purposes.

Mr. French moved to add the following proviso to section 1:

"*Provided*, Said tax do not exceed $20,000 in the aggregate,"

Which proviso was adopted, and

The bill passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cherry, Dixon, Downing, Farrow, Ferebee, Forkner, French, Gahagan, Gibson, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Morrill, Morris, Nicholson, Proffitt, Ragland, Rea, Robbins, Seymour, Shaver, Siegrist, Simonds, Stanton, Stevens, Sweat Sykes, Thompson, Vestal, Vest, Wilkie and Wiswall—51.

A bill authorizing the Commissioners of Rockingham County to levy a special tax for the purpose of building and repairing bridges in said County,

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Barnett, Barnes, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Dixon, Downing, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gatling, Gibson, Green, Grier, Gunter, Harris of Wake, Hawkins, Hendricks, Hodgin, Hodnett, Hoffman, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, Mendenhall, Morrill, Morris, Nicholson, Painter, Price, Proffitt, Ragland, Rea, Robbins, Robinson, Seymour, Shaver, Siegrist, Simonds, Stanton, Sweat, Sykes, Vestal, Vest, Welch, Wilkie and Wiswll—65.

A bill for raising additional revenue in the County of Greene.

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnes, Blair, Boddie, Candler, Carson, Carey, Cherry, Clayton, Dixon, Downing, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gatling, Gibson, Grier, Harris of Wake, Hawkins, Hayes, Hendricks, Hoffman, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Price, Proffitt, Ragland, Renfrow, Robbins, Robinson, Shaver, Siegrist, Simonds, Stanton, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Welch and Wilkie—63.

The following bills passed their several readings:

A bill to incorporate the Town of Durham, in the County of Orange. [The Committee on Corporations recommend the following proviso to section 1: "*Provided*, That any male citizen residing within the proposed corporation shall be entitled to all the privileges contained in "An act to provide for the holding of municipal elections in North Carolina," ratified the 16th day of December 1868. Adopted.]

A bill to regulate fishing on the Cape Fear River;

A bill to incorporate the Town of Trinity in the County of Randolph;

A bill to authorize the Commissioners of New Hanover County to receive in the County Work House convicts from other Counties;

A bill to enable Richard A. Rozzell to build a bridge across the Catawba River;

A bill to incorporate Wm. T. Bain Lodge, No. 231, of A. Y. M., in the County of Wake;

A bill for the relief of J. P. Matheson, late Sheriff of the County of Alexander;

A bill to incorporate Tobasco Lodge of Masons;

A bill to authorize the Swift Island Manufacturing Company to establish a ferry across Pedee River at their factory;

A bill to amend an act entitled "An act to incorporate the Town of Lillington in New Hanover County";

A bill for the relief of S. A. Kelly, Sheriff of Davie County;

A bill declaring David Beam a citizen of Cleveland County;

A bill to incorporate Mebanesville Lodge, No. 272, of A. Y. M., in the Town of Mebanesville in the County of Alamance;

A bill to incorporate the Town of La Grange in the County of Lenoir;

A bill to incorporate the Joseph C. Abbott Fire Relief Association of Wilmington, North Carolina;

A bill to incorporate the Trustees of the Union Church Association at Company Shops;

A bill to incorporate the Clarkson School at Smithfield;

A bill to amend the Charter of the Town of Jamesville;

A bill for the relief of the securities of S. A. Warren, late Sheriff of the County of Northampton;

A bill to incorporate the Currituck Club Steamboat Company;

A bill authorizing the Sheriff of Washington County to collect the arrears of taxes for the year 1867.

A bill for the relief of Mary Crowder was taken up.

Mr. Leary moved to indefinitely postpone the bill.

On this motion,

Mr. Leary called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnes, Blair, Boddie, Ferebee, Forkner, French, Gahagan, Hicks, Hodgin, Hodnett, Hoffman, Horney, Ingram, Kinney, Leary, Matheson, Mendenhall, Rea, Simonds, Smith of Martin, Sweat and Wilkie—24.

Those who voted in the negative were:

Messrs. Ames, Argo, Barnett, Bowman, Candler, Cherry,

Clayton, Dixon, Downing, Ellis, Ellington, Farrow, Foster, Gatling, Gibson, Green, Grier, Gunter, Hawkins, Hendricks, Humphries, Hudgings, Jarvis, Justice of Rutherford, Kelly of Davie, Long of Chatham, Malone, Mayo, McCanless, McMillan, Morrill, Morris, Nicholson, Parker, Proctor, Proffitt, Renfrow, Robbins, Robinson, Shaver, Siegrist, Stanton, Stevens Thompson, Vestal, Vest, Welch and Wiswall—47.

The bill then passed its several readings.

A bill to authorize the County Commissioners of Stanly to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Boddie, Bowman, Carson, Clayton, Dixon, Downing, Farrow, Ferebee, Foster, French, Gahagan, Gibson, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Matheson, McCanless, McMillan, Mendenhall, Morrill, Morris, Nicholson, Pearson, Ragland, Rea, Renfrow, Robbins, Robinson, Seymour, Shaver, Siegrist, Simonds, Stanton, Sweat, Thompson, Vestal, Vest, Welch, Wilkie and Wiswall—61.

Mr. Hicks voted in the negative.

A bill to allow the County Commissioners of Richmond County to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Barnett, Barnes, Blair, Boddie, Candler, Carson, Carey, Cherry, Clayton, Dixon, Downing, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gibson, Green, Grier, Gunter, Hawkins, Hayes, Hendricks, Hicks, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Ingram, Justice of Rutherford, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Morrill, Morris, Nicholson, Painter, Proctor, Proffitt, Ragland, Rea, Renfrow, Robbins, Robinson, Seymour, Shaver,

Siegrist, Simonds, Smith of Martin, Stanton, Sweat, Thompson, Vestal, Vest, Welch and Wiswall—68.

Mr. French introduced

A bill to establish a Public Ferry across the North East Branch of the Cape Fear River.

Laid over.

Mr. Matheson introduced

A bill to allow the Commissioners of Alexander County to levy a special tax.

Laid over.

Mr. Seymour introduced

A bill to incorporate the Raleigh Co-operative Land and Building Association.

Referred to Committee on Corporations.

Mr. Gatling introduced

A bill to incorporate the Albemarle and Suffolk Railway Company.

Refered to Committee on Internal Improvements.

Mr. French introduced

A bill to provide the manner of bringing suits against Rail Road Corporations.

Referred to Committee on Judiciary.

On motion of Mr. Hawkins,

A bill entitled "An act to amend an act to incorporate the Carrolton Copper Mining Company of Baltimore," was laid on the table.

Mr. Seymour, by permission, reported back from the Judiciary Committee,

A substitute for "An act to provide manner of bringing suits against Rail Road Corporations."

Mr. Jarvis, by permission, introduced

A bill to suspend the Code of Civil Procedure in certain cases, for the relief of the people.

Ordered to be printed, and referred to the Joint Committee on preparation of bills for the relief of the people, with orders to report by Tuesday next.

On motion of Mr. Proctor,

A bill to amend an act entitled "An act for the further protection of citizens of Currituck County, shooting wild fowl in the waters of the County of Currituck," was laid on the table, when

Mr. Malone moved to reconsider the vote by which the bill was tabled.

Mr. Proctor moved to lay this motion on the table.

The motion did not prevail.

The motion to reconsider then prevailed, and

The bill was referred to the Committee on Propositions and Grievances.

On motion of Mr. Jarvis,

A resolution in favor of John W. Bateman, Sheriff of Washington County, was laid on the table.

On motion of Mr. French,

A bill to incorporate the International Commercial Company of Norfolk, was indefinitely postponed.

On motion of Mr. Downing,

The House then adjourned.

MONDAY, March 8th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Parker presented

A report of survey of Townships from the Commissioners of Northampton County.

Referred to Committee on Counties and Townships.

Mr. Moore of Chowan introduced

A bill to sell the Town Commons in the Town of Edenton.

Referred to Committee on Internal Improvements.

Mr. Hodgin introduced

A resolution concerning *per diem*.

Laid over.

Mr. Sinclair, from the Committee on Private Bills, reported

A bill authorizing a public road and toll bridge in the County of Cleveland, favorably; and

A bill to prevent the depletion of the breeds of feathered game, recommending its reference to Committee on Propositions and Grievances.

Mr. Seymour, from the Committee on Judiciary, reported

A bill concerning claims against the several Counties of the State, unfavorably;

A bill to regulate the drawing of jurors, unfavorably;

A bill to stay executions, unfavorably;

A bill concerning destitute and orphan children, unfavorably, and

A bill to repeal all acts of the General Assembly and ordinances of the Convention passed since the 19th day of May, 1869, suspending operation of the statute of limitation, in that recommendation.

Mr. Stevens, from the Committee on Agriculture, Mechanics and Mining, reported

A bill for the protection of planters, favorably.

Mr. Dixon introduced

A bill to establish in the office of Secretary of State a Bureau of Statistics, Agriculture and Immigration.

Referred to Committee on Immigration.

On motion of Mr. French,

The rules were suspended, and

The report of the Committee on the Senate amendments to the bill to provide for the collection of taxes by the State and by the several Counties of the State, &c., was taken up.

The House concurred in the report of the Committee.

A message was received from the Senate concurring in the same.

On motion of Mr. Moore, of Chowan,

The rules were suspended, and

A bill to lay off the homestead and personal property exemption was taken up.

Mr. French moved that the bill, with the pending amendments, be referred to a special Committee of five, and that the Speaker be authorized to appoint said Committee.

The motion prevailed, and

The Speaker appointed

Messrs. Moore, of Chowan, Jarvis, Seymour, Bowman and Harris, of Wake.

On motion of Mr. French,

The rules were suspended, and

A bill to amend an act entitled "An act to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company," was taken up.

Mr. French offered a substitute for the same, which was

Adopted.

Mr. Moore, of Chowan, moved that the whole matter be laid on the table, and

The motion prevailed.

A message was received from the Senate, concurring in amendment to the bill in favor of J. L. Staton;

Also a message, concurring in amendments of the bill to charter the Central North Carolina Rail Road Company.

A message was received from the Senate amending House bill to incorporate the Davidson Rail Road Company.

On motion of Mr. Kinney,

The rules were suspended, and

The House concurred in the amendment.

A message was received from the Senate amending House bill to amend section 3, chapter 39, of the Revised Code in regard to obtaining divorce."

Laid over.

Also a message, amending House bill authorizing the North Western North Carolina Rail Road Company to receive subscription in lands, &c., to the capital stock of the Company.

On motion of Mr. Vest,

The rules were suspended, and

The House concurred in the amendments.

A message was received from the Senate, transmitting for consideration of the House,

A bill providing for a Board of Public Charities and prescribing the duties thereof.

Referred to Committee on Public Charities, and

A bill to incorporate the Swift Island Manufacturing Company.

Referred to Committee on Corporations.

On motion of Mr. Seymour,

The rules were suspended, and

A bill concerning the settlement of the estates of deceased persons was taken up.

Mr. Seymour moved to reconsider the vote by which the word "eight" in line 3, section 1, was stricken out.

The motion prevailed.

The question then recurring on the adoption of the said amendment, the same was

Rejected.

The bill then passed its final reading.

On motion of Mr. French,

A bill concerning Turnpikes w as

Made Special for Tuesday at 11½ o'clock.

Mr. Harris, of Wake, by leave, introduced

A bill to incorporate the State Homestead Association.

Referred to Committee on Corporations.

On motion of Mr. Dixon,

The Speaker was authorized to appoint a Committee of three to examine the manuscript of the report of the State Geologist, and decide upon the number of copies to be printed,

And the Speaker appointed

Messrs. Dixon, Mendenhall and Robinson to constitute said Committee.

On motion of Mr. Ames,

The House adjourned.

EVENING SESSION.

7½ O'CLOCK, P. M.

On motion of Mr. McMillan,

The rules were suspended, and

A bill for the protection of planters was taken up, and the same passed its second and third readings.

On motion of Mr. Malone,

The rules were suspended, and

A bill to require Judges to hold their Courts until Thursday of the second week of the Court, and for other purposes, was taken up.

Mr. Justice, of Rutherford, moved to lay the same on the table.

On this motion Mr. Leary called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Blair, Candler, Carson, Carey, Estes, Forkner, Foster, French, Gahagan, Graham, Gunter, Hilliard, Hoffman, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Long of Chatham, Long of Richmond, Malone, McCanless, Morrill, Proctor, Ragland, Rea, Sinclair, Simonds, Stevens, Vest, Wilkie and Wiswall—34.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Bowman, Cawthorn, Ellis, Ferebee, Gibson, Grier, Hayes, Hendricks, Hicks, Hodgin, Hodnett, Humphries, Leary, Matheson, McMillan, Mendenhall, Nicholson, Parker, Pearson, Pou, Price, Proffitt, Renfrow, Shaver, Siegrist, Stanton, Sweat, Thompson and Vestal—32.

On motion of Mr. French,

The rules were suspended, and

A bill to amend an act entitled "An act to establish the rate of interest," etc., was taken up.

Mr. French offered a substitute for the same.

Mr. Malone moved to lay the whole matter on the table, and

The motion to table prevailed.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A bill for the protection of mechanics and other laborers was taken up, and the same was

Made Special for Friday next at 11 o'clock.

On motion of Mr. Sinclair,

The rules were suspended, and

A bill to organize the County of Grant was taken up, and the same was

Made Special for Wednesday, the 18th instant, at 11 o'clock.

On motion of Mr. Seymour,

The rules were suspended, and

A bill to provide a procedure in special proceedings generally, and in applications for widows' dower, was taken up.

Mr. Leary moved to amend section 13 by striking out the word "freeholder," and inserting in lieu thereof the words "persons qualified to act as jurors."

Adopted.

[The same alteration was made throughout the remainder of the bill, wherever the word "freeholder" occurred.]

Mr. Seymour moved to amend section 33, (Appendix A, Chapter III,) in lines 3 and 4, by striking out all after the word "husband" to the word "in," and inserting in lieu thereof the words "died seized."

On the adoption of this amendment,

Mr. Proctor called for the yeas and nays.

The call being sustained,

The amendment was rejected, as follows:

Those who voted in the affirmative were:

Messrs. Argo, Boddie, Candler, Carey, Ellis, Gahagan, Hicks,

Ingram, Malone, Matheson, Parker, Proffitt, Rea, Robinson, Seymour, Simonds, Sweat, Thompson and Wiswall—19.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Blair, Bowman, Ferebee, Forkner, Foster, French, Gatling, Gibson, Graham, Grier, Gunter, Harris of Wake, Hendricks, Hilliard, Hodgin, Hoffman, Humphries, Hudgings, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Pearson, Proctor, Renfrow, Reynolds, Shaver, Siegrist, Sinclair, Stanton, Stevens, Sykes, Vestal, Vest and Wilkie—47.

Mr. Seymour moved to amend section 24, line 1, by striking out the word "freeholder" and inserting in lieu thereof the word "Commissioners."

Adopted.

The bill then passed its second and third readings.

On motion of Mr. Leary,

The House then adjourned.

TUESDAY, March 9th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the Senate.

Mr. Clayton introduced

A bill to authorize the Commissioners of Transylvania County to levy a special tax.

Laid over.

Mr. Kelly, of Davie, introduced

A bill to lay off a public road in the Counties of Davie and Davidson, &c.

Referred to Committee on Corporations.

Mr. Sinclair introduced

A bill to authorize the Commissioners of Robeson County to levy a special tax.

Laid over.

Mr. Stanton introduced

A bill to authorize the Commissioners of Wilson County to levy a special tax.

Laid over.

Mr. French introduced

A bill to limit the rate of interest in this State.

Referred to Judiciary Committee.

Mr. Ragland introduced

A bill to authorize the Commissioners of Granville County to levy a special tax.

Laid over.

Mr. Malone moved to reconsider the vote by which a bill to require Judges to hold their Courts until Thursday of the second week of Court was tabled.

Mr. Estes moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Moore, of Chowan, from the Special Committee on the bill to lay off the homestead and personal property exemption, submitted a report thereon, which was adopted by the following vote,

Mr. Ingram having called for the yeas and nays and the call having been sustained:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Clayton, Crawford, Davidson, Downing, Ellis, Estes, Forkner, Foster, French, Gahagan, Gatling, Gibson, Graham, Grier, Gunter, Harris of Franklin, Harris of Wake, Hendricks, Hicks, Hilliard, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Menden-

hall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Painter, Parker, Pearson, Pou, Proctor, Proffitt, Ragland, Rea, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Martin, Stanton, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Welch, Wilkie, Williams of Sampson, Wilson and Wiswall—83.

The bill then passed its third reading as amended.

Mr. Bowman, from the Joint Special Committee appointed to draft a bill for the relief of the people, reported several bills which were ordered to be printed and made Special for Wednesday at 12 o'clock.

On motion of Mr. Gatling,

The rules were suspended, and

A resolution providing for the appointment of a Joint Committee of three on the part of the Senate and four on the part of the House, to investigate the affairs of the Albemarle and Chesapeake Canal Company, was taken up.

Mr. Jarvis moved to amend the same by striking out "three" and inserting "one," and by striking out "four" and inserting "two."

Adopted.

The resolution, as amended, passed its second reading.

Mr. Robinson offered a proviso to the resolution, which was

Adopted.

The resolution, as amended, passed its final reading.

The Speaker appointed as the House branch of the Committee,

Messrs. Gatling and Humphries.

A bill allowing the Commissioners of Richmond County to levy a special tax was taken from the calendar, and

Passed its final reading by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Ashworth, Barnes, Boddie, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton, Ellington, Estes, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gatling, Gibson, Graham, Grier, Gunter, Harris of Franklin, Harris

of Wake, Hawkins, Hayes, Hendricks, Hicks, Hilliard, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moring, Morrill, Morris, Painter, Pearson, Peck, Pou, Price, Proffitt, Ragland, Rea, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Stanton, Stevens, Sweat, Thompson, Vestal, Vest, Welch, Wilkie, Williams of Sampson, Wilson and Wiswall—76.

On motion of Mr. Robinson,

The rules were suspended, and

A bill authorizing the Commissioners of Macon County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Barnes, Boddie, Carson, Cawthorn, Cherry, Clayton, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gatling, Gibson, Graham, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Morrill, Morris, Painter, Pearson, Peck, Price, Proffitt, Renfrow, Robinson, Shaver, Siegrist, Stanton, Stevens, Sweat, Vestal, Vest, Welch, Wilkie, Williams of Sampson, Wilson and Wiswall—71.

Mr. Jarvis voted in the negative.

On motion of Mr. Leary,

The rules were suspended, and

A bill to charter the Express Steamboat Company was taken up.

The report of the Committee was concurred in, and

The bill passed its second reading.

On motion of Mr. Harris, of Wake,

A bill to regulate the drawing of Jurors was taken up under suspension of the rules.

Mr. Proctor moved to lay the bill on the table, and

The motion to table prevailed.

Mr. Harris moved to reconsider the vote just taken.

Mr. Downing moved to lay this motion on the table.

On this motion Mr. Hayes called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Bowman, Carson, Clayton, Downing, Ellis, Farrow, Ferebee, Gibson, Grier, Hawkins, Hendricks, Hodgin, Hodnett, Humphries, Kelly of Davie, Kelly of Moore, Kinney, McMillan, Moore of Alamance, Painter, Proffitt, Shaver, Thompson, Vestal, Vest, Welch, and Williams of Sampson—30.

Those who voted in the negative were:

Messrs. Ames, Barnett, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Crawford, Dixon, Ellington, Estes, Forkner, French, Gahagan, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Horney, Hudgings, Ingram, Justice of Rutherford, Leary, Long of Chatham, Malone, Mayo, Morrill, Morris, Parker, Pearson, Peck, Pou, Price, Ragland, Renfrow, Reynolds, Siegrist, Sinclair, Smith of Martin, Stanton, Stevens, Sweat, Sykes, Wilson and Wiswall—47.

The question then recurring on the motion to reconsider,

Mr. Harris called for the yeas and nays.

The call being sustained,

The motion to reconsider prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carey, Cherry, Estes, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gibson, Graham, Gunter, Harris, of Franklin, Harris of Wake, Hayes, Hilliard, Hodgin, Hoffman, Horney, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCan-

less, Moring, Morrill, Morris, Parker, Pearson, Peck, Pou, Price, Ragland, Renfrow, Robbins, Robinson, Reynolds, Siegrist, Stanton, Stevens, Sweat, Williams of Sampson, Wilson and Wiswall—55.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Bowman, Candler, Carson, Clayton, Downing, Grier, Hawkins, Hendricks, Hodnett, Humphries, Kelly of Davie, McMillan, Moore of Alamance, Proffitt, Rea, Shaver, Smith of Martin, Thompson, Vestal, Vest and Wilkie—24.

On motion of Mr. Pou,

The bill was then recommitted to the Judiciary Committee.

Mr. Bowman, under suspension of the rules, moved that when the House adjourn it do so to meet again at 10 o'clock, Wednesday.

On this motion Mr. Pou called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Barnett, Barnes, Bowman, Carey, Clayton, Crawford, Ellington, Estes, Farrow, Forebee, Foster, Graham, Grier, Hudgings, Jarvis, Kelly of Davie, Kelly of Moore, Matheson, Moore of Alamance, Morrill, Morris, Peck, Price, Proctor, Ragland, Renfrow, Robinson, Sinclair, Simonds, Stanton, Sweat, Sykes, Vest, Wilson and Wiswall—37

Those who voted in the negative were:

Messrs. Ames, Armstrong, Ashworth, Blair, Boddie, Candler, Carson, Cawthorn, Ellis, Forkner, French, Gahagan, Gibson, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hicks, Hodgin, Hodnett, Hoffman, Horney, Ingram, Long of Richmond, Malone, Mayo, McMillan, Parker, Pearson, Pou, Proffitt, Reynolds, Siegrist, Thompson, Vestal and Williams of Sampson—36.

On motion of Mr. Ames,

The House adjourned.

WEDNESDAY, March 10, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Dixon introduced

A resolution in relation to the annual report of the State Geologist.

Laid over.

Mr. Justice, of Rutherford, introduced

A bill to change the corporate limits of the Town of Rutherfordton.

Laid over.

Mr. Ashworth introduced

A resolution concerning the Secretary of State.

Adopted under suspension of the rules.

Mr. Price introduced

A bill to incorporate the Star of Hope Lodge, Independent Order of Good Templars, of Wilmington.

Referred to Committee on Corporations.

On motion of Mr. Hicks,

The rules were suspended, and

A bill to give Clay County the benefit of her own bonds was taken up, and the same

Passed its second reading and was

Ordered printed for its third.

On motion of Mr. Sinclair,

The rules were suspended, and

A bill to authorize the Commissioners of Robeson County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Barnett, Barnes, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Dixon, Downing, Durham, Ellington, Estes, Farrow, Forkner, Foster, French, Gahagan, Gatling, Gibson,

Graham, Grier, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hicks, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Matheson, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Morrill, Morris, Painter, Pearson, Peck, Price, Proffitt, Rea, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Stanton, Stevens, Thompson, Vestal, Vest, Welch, Whitley, Williams of Sampson, Wilson and Wiswall—75.

On motion of Mr. Stanton,

The rules were suspended, and

A bill to authorize the Commissioners of Wilson County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Barnes, Blair, Boddie, Bowman, Candler, Carson, Cawthorn, Cherry, Clayton, Dixon, Downing, Durham, Ellington, Estes, Farrow, Forkner, French, Gahagan, Gatling, Gibson, Graham, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hoffman, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Matheson, McCanless, Mendenhall, Moring, Moore of Chowan, Morrill, Morris, Painter, Pearson, Peck, Ragland, Rea, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Martin, Stanton, Stevens, Sweat, Thompson, Vestal, Vest, Welch, Whitley, Williams of Sampson, Wilson and Wiswall —72.

A message was received from the Senate transmitting for consideration of the House the following named bills:

A bill for the preservation of the public health.

Referred to Judiciary Committee.

A bill to authorize the Commissioners of Northampton County to levy a special tax.

Laid over.

A bill to incorporate the Fayetteville and Florence Rail Road Company.

Referred to Committee on Internal Improvements.

A bill to authorize John L. Staton to erect a ferry across Neuse River.

Laid over.

A bill to provide for submitting to the citizens of the Town of Haywood the question of licensing the retail therein of spirituous liquors.

Referred to Committee on Propositions and Grievances.

A bill to amend an act entitled "An act to incorporate the Atlantic Fire Company, No. 1, in the Town of Newbern.

Referred to Committee on Corporations.

On motion of Mr. Hudgings,

The rules were suspended, and

A bill to prevent the distillation of grain was taken up.

Mr. Vestal moved to lay the same on the table.

On this motion,

Mr. Gunter called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Barnes, Blair, Carson, Cawthorn, Clayton, Dixon, Durham, Ellis, Ellington, Farrow, Ferebee, Forkner, Foster, French, Gibson, Grier, Hawkins, Hendricks, Hodnett, Hoffman, Long of Richmond, Malone, Matheson, Peck, Pou, Rea, Shaver, Siegrist, Stanton, Thompson, Vestal, Vest, Welch, Whitley and Williams of Sampson—40.

Those who voted in the negative were:

Messrs. Boddie, Bowman, Candler, Carey, Cherry, Crawford, Downing, Estes, Gahagan, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hicks, Hilliard, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Mayo, McCanless, McMillan, Mendenhall, Morrill, Morris, Parker, Pearson, Price, Proffitt, Ragland, Renfrow, Reynolds,

Sinclair, Smith of Martin, Stevens, Wilkie, Wilson and Wiswall—42.

On motion of Mr. Hudgings,

Further consideration of the bill was then made Special for Friday next at 11 o'clock.

On motion of Mr. Stilley,

A bill in relation to salaries and fees was postponed (it having been a Special Order) until Tuesday next at 11 o'clock.

On motion of Mr. Seymour,

A bill to enable the Chatham Railroad Company to complete its Road (it being a Special Order) was postponed until Monday next at 11 o'clock.

Mr. Seymour, from the Judiciary Committee, reported, by leave, a number of bills, as follows:

A bill to regulate the granting of law license, unfavorably;

A bill to provide for the settlement of the estates of deceased persons, unfavorably;

A bill to prevent the sale of property exempted by the Constitution known as the homestead exemption, unfavorably;

A bill for the relief of the County of Halifax, unfavorably;

A bill directing the Attorney General to inquire into the qualifications of persons holding office in this State, unfavorably;

A bill to repeal an act restoring to married women their common law right of dower, unfavorably;

A bill to repeal section 68 of Code of Civil Procedure unfavorably;

A bill to amend an act entitled "An act concerning the government of Counties," unfavorably,

A bill regulating the payment of debts, unfavorably;

A bill to change the terms of holding terms of Superior Courts in the Counties of Greene and Lenoir, favorably, and

A bill to regulate the manner of holding election, etc., with recommendation that it be postponed till next session.

Mr. Ames, from the Committee on Internal Improvements, reported

A bill to incorporate the Fayetteville and Florence Rail Road Company, favorably.

Mr. Dixon, from the Committee on Claims, reported

A resolution in favor of Wm. G. Hix, favorably.

Mr. French, from the Committee on Counties and Townships, reported

A bill to fund the existing and floating debt of Craven County, unfavorably.

Mr. Stevens introduced

A bill to incorporate the North Carolina Iron, Steel and Metallurgical Company.

Referred to Committee on Corporations.

On motion of Mr. Bowman,

The rules were suspended, and

A bill to regulate pleadings in certain cases was taken up, (the same being one of the bills reported by the Special Committee on Relief.)

On motion, the Speaker was authorized to appoint a new Committee on Relief, and the following named gentlemen were appointed:

Messrs. Bowman, Ragland, Allison, Malone, Jarvis, Moore of Chowan, and Argo;

And the bill, with various amendments pending, was re-referred, with instructions to Committee to report at 11 o'clock, Thursday.

Mr. Sykes introduced, by leave,

A resolution in favor of John L. Wood, and,

Under suspension of the rules, the same passed its several readings,

On motion of Mr. Bowman,

The rules were suspended, and

A bill to legalize an election held in the Town of Marion, in McDowell County, on the fourth of January, was taken up, and the same

Passed its several readings.

On motion of Mr. French,

A bill to incorporate the Cape Fear Agricultural Society was taken up.

Pending which,

On motion of Mr. Moore, of Chowan,

The House adjourned.

EVENING SESSION.

7½ O'clock, P. M.

On motion of Mr. French,

The unfinished business of the morning was made Special for Thursday at 12 o'clock.

A bill to authorize the Commissioners of Stanly County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnett, Boddie, Candler, Carson, Carey, Cawthorn, Clayton, Dixon, Durham, Estes, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gibson, Graham, Grier, Harris of Franklin, Hawkins Hendricks, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Proffitt, Ragland, Rea, Renfrow, Reynolds, Siegrist, Sinclair, Stanton, Stevens, Vestal, Vest, Whitley, Wilkie, Wilson and Wiswall—60.

Mr. McMillan voted in the negative.

On motion of Mr. Clayton,

A bill to authorize the Commissioners of Transylvania County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Barnett, Boddie, Candler, Carson, Carey, Cawthorn, Clayton, Dixon, Durham, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gibson, Graham, Grier, Gunter, Harris of Franklin, Hawkins, Hayes, Hendricks, High, Hinnant, Hodnett, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Rea, Reynolds, Siegrist, Sinclair, Simonds, Stanton, Stevens, Sykes, Thompson Vestal, Vest, Welch, Whitley, Wilkie, Williams of Sampson, Wilson and Wiswall—62.

Those who voted in the negative were:

Messrs. Hicks, Jarvis and Pou—3.

On motion of Mr Matheson,

The rules were suspended, and

A bill to allow the Commissioners of Alexander County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Barnett, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Dixon, Farrow, Ferebee, Foster, French, Gahagan, Gibson, Graham, Grier, Gunter, Harris of Franklin, Hawkins, Hayes, Hendricks, High, Hoffman, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Koore, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Allamance, Moore of Chowan, Morrill, Morris, Rea, Robinson, Siegrist, Sinclair, Stanton, Stevens, Sykes, Thompson, Vestal, Vest, Welch, Wilkie, Williams of Sampson, Wilson and Wiswall—61.

Those who voted in the negative were:

Messrs. Hicks and Pou—2.

On motion of Mr. Stevens,

The rules were suspended, and

A bill to incorporate the North Carolina Iron, Steel and Metallurgical Company was taken up, the same having been favorably reported from the Committee on Corporations.

The bill passed its second reading.

Mr. Stevens moved to amend by striking from the list of corporators the name of J. W. Osborne.

Adopted.

On motion of Mr. Argo,

Further consideration of the bill was postponed until 8 o'clock, P. M., Wednesday next.

On motion of Mr. Malone,

The rules were suspended, and

A bill for the benefit of securities and endorsers was taken up.

Mr. Moore, of Chowan, moved to amend by striking out in section 2 the words "or shall fail to employ reasonable diligence."

Adopted.

Also to amend section 1, by adding thereto the following words:

"*Provided*, That nothing herein contained shall apply to official bonds, or bonds given in a fiduciary capacity."

Adopted.

The bill, as amended, then passed its second and third readings.

Mr. Malone moved to reconsider the last vote.

Mr. Foster moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Rea introduced, by leave,

A bill to authorize the Commissioners of Washington County to levy a special tax.

Laid over.

On motion of Mr. Robinson,

The rules were suspended, and

A resolution concerning the State Geologist was taken up:

Mr. Welch moved to postpone the consideration of the same for an indefinite time.

The motion to postpone prevailed, when

On motion of Mr. Ames,

The House then adjourned.

THURSDAY, March 11th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Seymour, from the Committee on Judiciary reported

A bill to be entitled "An act to limit the rate of interest," favorably.

Mr. Matheson, from the Committee on Corporation, reported

A bill to abolish and prevent the erection of a toll gate on the north end of the Little River Turnpike Road, &c., favorably, and

A bill to incorporate the Swift Island Manufacturing Company, favorably.

Mr. Estes introduced

A resolution authorizing the Clerk of the House to send a message to the Senate respectfully requesting that body to take early action on the bill to raise revenue,

Which resolution under suspension of the rules, was adopted.

Mr. Sinclair introduced

A resolution requesting the North Carolina Senators and Representatives in Congress to use their influence to have repealed the tenure of office act.

On motion of Mr Sinclair,

The rules were suspended for consideration of the resolution, when

A message was received from the Senate returning the message concerning the bill to raise revenue.

The hour set apart as Special for the report of the Committee on Relief having arrived,

Mr. Bowman, from said Committee, reported

A substitute for the bill to regulate proceedings in certain cases,

And asked further time for the consideration of the other bills referred.

The question being on the adoption of the substitute reported,

Mr. Welch moved to postpone the same until Friday at 12 o'clock, and to have printed.

On this motion,

Mr. Jarvis called for the yeas and nays.

The call being sustained,

The House rejected the motion by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Banner, Boddie, Carson, Carey, Cherry, Davis, Dixon, Durham, Ellis, Forkner, Foster, French, Gahagan, Harris of Wake, Hawkins, Hayes, Hicks, Justus of Henderson, Leary, Matheson, Painter, Parker, Price, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Smith of Martin, Snipes, Stanton, Stevens, Sweat, Thompson, Vest, Welch, Whitley, Williamson and Wilson—42.

Those who voted in the negative were:

Messrs. Allison, Argo, Barnett, Blair, Bowman, Candler, Cawthorn, Crawford, Downing, Farrow, Ferebee, Franklin, Gatling, Gibson, Graham, Gunter, Harris of Franklin, Hilliard, High, Hinnant, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Moore of Ala-

mance, Moore of Chowan, Nicholson, Peck, Pou, Proffitt, Ragland, Rea, Renfrow, Sinclair, Vestal, Waldrop, and Williams of Sampson—49.

Mr. Malone offered a substitute for the substitute.

Mr. Foster moved to lay on the table the substitute offered by Mr. Malone.

On this motion,

Mr. Justice, of Rutherford, called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Carson, Carey, Cawthorn, Davis, Dixon, Estes, Forkner, Foster, Gahagan, Hayes, Kinney, Morrill, Parker, Rea, Renfrow, Seymour, Smith of Martin, Snipes, Stevens, Sweat, Thompson, Vest, Williamson and Wiswall—24.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Clayton, Crawford, Downing, Durham, Ellis, Farrow, Ferebee, Franklin, Gibson, Graham, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, Hilliard, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Peck, Pou, Price, Proffitt, Ragland, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Stanton, Vestal, Welch, Whitley, Williams of Sampson and Wilson—69.

The question then recurring on the adoption of the substitute,

Mr. Estes moved to adjourn.

Pending which motion,

Mr. French introduced, by leave,

A bill to extend the jurisdiction of the Special Court of Wilmington.

Laid over.

Mr. Ames introduced

A bill to incorporate Lenoir Lodge, No. 233, of A. Y. M.

Referred to Committee on Private Bills.

Mr. Moore, of Alamance, introduced

A bill authorizing Joseph Bason, Constantine Sellan, and others, to construct a toll bridge across Haw River.

Referred to Committee on Private Bills.

Mr. Leary introduced

A bill to continue in force and extend the provision of an act entitled "An act to authorize the Commissioners of Fayetteville to fund the interest due on their bonds issued in payment for stock in the Western Rail Road Company."

Referred to Committee on Finance.

Mr. Barnett introduced

A bill to incorporate the North Carolina Iron, Steel and Metallurgical Company.

Referred to Committee on Corporations.

Mr. Barnett, from the Committee on Corporations, reported

A bill to be entitled an act to amend an act entitled "An act to incorporate the Atlantic Fire Company, No. 1, in the Town of Newbern," favorably;

A bill to be entitled "An act to incorporate the State Homestead Association," favorably;

A bill to incorporate the Star of Hope Lodge, No. 6, Independent Order Good Templars, favorably;

A bill to extend the corporate limits of the Town of Tarboro', favorably, with amendments;

A bill to lay off a public road in the Counties of Davie and Davidson, and to establish a ferry across the Yadkin River, favorably;

A bill in aid of the Cheraw and Salisbury Rail Road Company, with substitute therefor.

A message was received from the Senate, transmitting for consideration of the House,

A resolution concerning the Secretary of State.

A resolution in regard to the Secretary of State.

A bill to be entitled an act to transfer cases from the docket of the late Criminal Court in Craven County to the Superior Court of the same.

The question recurring on the motion to adjourn,

Mr. Argo called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Banner, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Dixon, Ellis, Estes, Forkner, Gahagan, Grier, Hawkins, Hicks, Hodnett, Hudgings, Ingram, Kelly of Davie, Kinney, Leary, Malone, Morrill, Painter, Parker, Price, Renfrow, Robbins, Robinson, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Martin, Snipes, Stanton, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Welch, Whitley, Williams of Sampson, Williamson and Wiswall—51.

Those who voted in the negative were:

Messrs. Allison, Argo, Barnett, Blair, Bowman, Davis, Downing, Farrow, Ferebee, French, Gibson, Graham, Gunter, Harris of Franklin, Harris of Wake, Hilliard, Hoffman, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Long of Chatham, Long of Richmond, Mayo, McCanless, Mendenhall, Moring, Moore of Alamance, Nicholson, Pou, Ragland, Rea, Reynolds, Waldrop and Wilson—36.

The House then adjourned.

FRIDAY, March 12th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Hudson, of the City.

Mr. Dixon, from the Committee on Claims, reported

A resolution in favor of A. L. Parton, favorably.

Mr. Moring introduced

A bill to incorporate Holly Springs Lodge.

Referred to Committee on Corporations.

Mr. Pou introduced

A bill to abolish the office of State Geologist.

Referred to Committee on Agriculture, Mechanics and Mining.

Also,

A bill to repeal the laws allowing mileage in certain cases to Sheriffs and Constables.

Referred to Committee on Propositions and Grievances.

Mr. Bowman introduced

A bill to allow the Commissioners of Mitchell County to levy a special tax.

Laid over.

On motion of Mr. Sinclair,

The rules were suspended, and

A resolution requesting the North Carolina Senators and Representatives in Congress to use their influence to have repealed the tenure-of-office act, was taken up.

Mr. Estes offered a substitute for the same, which was

Rejected.

The question recurring on the original resolution,

Mr. Durham moved to amend by striking out the preamble.

The amendment being rejected,

Mr. Estes moved to amend by striking out the second part of the resolution.

Adopted.

The resolution, as amended, was then adopted.

The hour for the first Special Order having arrived, it being a bill for the protection of mechanics and laborers,

On motion of Mr. Harris, of Wake,

The same was tabled.

On motion of Mr. Harris, of Wake,

The rules were suspended, and

A bill to create a mechanics' and laborers' lien law was taken up, and the same was

Ordered printed and

Made Special for Monday at 12 o'clock.

The hour for the second Special Order having arrived, it being

A bill to prevent the distillation of grain, the same was

Postponed till Friday next at 11½ o'clock.

On motion of Mr. Seymour,

The rules were suspended, and

A bill to transfer cases from the docket of the late Criminal Court in Craven County to the Superior Court of the same was taken up, and the same

Passed its several readings.

Mr. Harris, of Wake, by leave, introduced

A bill to incorporate the Greensboro and Charlotte Railway Company.

Referred to Committee on Corporations.

The hour for the third Special Order having arrived, it being

The report of the Special Committee on Relief, viz: A bill suspending the Code of Civil Procedure in certain cases, the same was taken up.

Mr. Bowman offered an additional section, to be titled "section 12."

Adopted.

Mr. Durham offered an additional section, to be titled "section 13."

Adopted.

Mr. Durham moved to amend section 6 by striking out all

after the word "final," in line 3, to the word "the" in line 8, and by inserting in lieu thereof the words "and that."

Pending which,

On motion of Mr. Seymour,

The House agreed to hold a night session, to begin at 7½ o'clock.

Mr. Moore, of Chowan, by leave, introduced

A resolution in favor of T. F. Lee, Sheriff of Wake County.

Referred to Judiciary Committee.

On motion of Mr. Foster,

The House then adjourned.

EVENING SESSION.

7½ O'CLOCK, P. M.

Mr. French introduced the following resolution:

"*Resolved*, That from and after Monday next this House shall meet at 10 o'clock, A. M., each day, except Sundays, and adjourn at 1 o'clock, P. M., and on every day, excepting Saturday and Sunday, shall meet at three o'clock, P. M.

Mr. Durham moved to amend by striking out the word "three" and inserting in lieu thereof the words "seven and a half."

Adopted.

Mr. French moved to amend further by striking out the words "and adjourn at one o'clock, P. M."

Adopted.

The question being on the adoption of the resolution as amended,

Mr. French called for the yeas and nays.

The call being sustained,

The resolution was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Durham, Ellis, Farrow, Ferebee, Forkner, French, Gahagan, Gatling, Gibson, Graham, Gunter, Harris of Franklin, Hayes, Hendricks, Hicks, Hilliard, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Parker, Pou, Proffitt, Ragland, Rea, Robbins, Shaver, Siegrist, Snipes, Stanton, Thompson, Vestal, Whitley, Williams of Sampson, and Wilson—59.

Those who voted in the negative were:

Messrs. Hudgings, Justice of Rutherford, Morrill, Renfrow, Simonds, Stevens, Sweat, Sykes and Vest—9.

Mr. French moved to reconsider the vote just taken.

Mr. Moore, of Chowan, moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Robinson, by leave, introduced

A bill to revive and amend the charter of the Tuckaseegee and Nantahala Turnpike Company.

Referred to Committee on Corporations.

The unfinished business of the morning was taken up, it being

The amendment offered by Mr. Durham to section 6 of the bill suspending the Code of Civil Procedure in certain cases.

The amendment was adopted.

Mr. Durham moved to amend further by striking out all of section 7, after the word "act," in the 9th line, and by inserting in lieu thereof a proviso.

The amendment was adopted.

The question being on the passage of the bill on its second reading,

Mr. Bowman called the previous question.

The question being

"Shall the main question now be put?"

The vote was decided in the affirmative.

The question recurred on the substitute offered by Mr. Malone, and the same was

Rejected.

On the passage of the bill on its second reading,

Mr. Hayes called for the yeas and nays.

The call being sustained,

The bill passed second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Boddie, Bowman, Candler, Clayton, Durham, Ellis, Ferebee, Gibson, Graham, Gunter, Harris of Franklin, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Mayo, McMillan, Mendenhall, Moring, Moore of Chowan, Peck, Pou, Proffitt, Robinson, Shaver, Siegrist, Simonds, Vestal, Waldrop, Whitley, Williams of Sampson, Wilson and Wiswall—46.

Those who voted in the negative were:

Messrs. Blair, Carson, Cawthorn, Dixon, Estes, Forkner, Foster, Gahagan, Gatling, Hayes, Hudgings, Kinney, Leary, McCanless, Morrill, Parker, Rentrow, Robbins, Reynolds, Seymour, Snipes, Stanton, Stevens, Sweat, Thompson, Vest and Williamson—27.

On motion of Mr. Bowman,

The rules were suspended to place the bill on its third reading.

Mr. Durham moved to amend by inserting a proviso to section 11.

Adopted.

The yeas and nays having been called, and the call having been sustained,

The bill passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Bowman, Candler, Clayton, Dixon, Durham, Ferebee, Gibson, Graham, Gunter, Harris of Franklin, Harris of Wake, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, McMillan, Mendenhall, Moring, Moore of Chowan, Peck, Proffitt, Ragland, Rea, Robinson, Shaver, Simonds, Sykes, Vestal, Waldrop, Williams of Sampson and Wilson—45.

Those who voted in the negative were:

Messrs. Blair, Boddie, Carson, Cawthorn, Davis, Ellis, Estes, Forkner, French, Gahagan, Hayes, Hudgings, Kinney, Leary, McCanless, Morrill, Parker, Pou, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Snipes, Stanton, Sweat, Thompson, Vest, Whitley, Williamson and Wiswall—30.

On motion of Mr. Hudgings,

The House then adjourned.

SATURDAY, March, 13th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Proffitt introduced

A bill to incorporate the Town of Burnsville, in Yancey County.

Laid over.

Mr. Vest introduced

A bill to allow Justices and freeholders to receive pay for laying off homesteads.

Referred to Committee on Claims.

Mr. Pou introduced

A bill to incorporate the Town of Boon Hill, in the County of Johnston.

Referred to Committee on Corporations.

Mr. High introduced

A bill to incorporate the Whiteville Wine Company.

Same reference.

Mr. Hicks introduced

A bill to authorize the Commissioners of Clay County to levy a special tax.

Laid over.

Mr. Smith, of Martin, introduced

A bill for the better protection of growing crops.

Referred to Committee on Propositions and Grievances.

Mr. Peck introduced

A bill to incorporate the Wake County Business Company.

Referred to Committee on Corporations.

A bill to authorize the Commissioners of Sampson County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davidson, Dixon, Downing, Estes, Farrow, French, Gahagan, Gatling, Gibson, Graham, Green, Hayes, Hendricks, Hicks, High, Hoffman, Humphries, Hudgings, Ingram, Justus, of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Painter, Peck, Price, Proffitt, Rea, Robbins, Reynolds, Shaver, Siegrist, Sinclair, Snipes, Stanton, Sweat, Thompson, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—68.

Those who voted in the negative were:

Messrs. Hodnett and Parker—2.

Mr. Justice, of Rutherford, introduced

A bill of Proceedings in Criminal cases.

Referred to Judiciary Committee.

A bill to authorize the Commissioners of Robeson County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davidson, Dixon, Downing, Farrow, Gahagan, Gibson, Green, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hicks, High, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Painter, Peck, Proffitt, Rea, Robbins, Reynolds, Shaver, Siegrist, Sinclair, Snipes, Stanton, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—64.

Those who voted in the negative were:

Messrs. Hodnett and Parker—2.

A bill to authorize the Commissioners of Macon County to levy a special tax was taken up, and the same

Passed it final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Downing, Durham, Estes, Farrow, Gatling, Gibson, Green, Harris of Franklin, Harris of Wake, Hendricks, Hicks, High, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Painter, Peck, Rea, Robbins, Robinson, Shaver, Siegrist, Snipes, Stanton, Stevens, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—62.

Those who voted in the negative were:

Messrs. Parker and Renfrow—2.

Mr. Hayes introduced

A bill to authorize, empower, and direct the Commissioners of Halifax County to force collection of arrears in taxes.

Laid over.

By leave, Mr. Barnett, from the Committee on Corporations reported

A bill to incorporate the Independent Telegraph Campany, favorable; and

A bill to incorporate the Greensboro' and Charlotte Air Line Railway Company, favorably.

A bill to authorize the Commissioners of Wilson County, to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davidson, Dixon, Downing, Durham, Estes, Farrow, Gahagan, Gibson, Graham, Green, Harris of Franklin, Harris of Wake, Hendricks, Hicks, High, Hodnett, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Koore, Kinney, Leary, Long of Chatham, Long of Rich- McCanless, McMillan, Mendenhall, Moore of Chowan, Painter, Proffitt, Rea, Robbins, Robinson, Reynolds, Shaver, Siegrist, Snipes, Stanton, Stevens, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—65.

A bill to allow the Commissioners of Alexander County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davis, Dixon, Downing, Durham, Farrow, Gahagan, Gibson, Graham, Green, Harris of Franklin, Harris of Wake, Hen-

dricks, Hicks, High, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Painter, Price, Proffitt, Rea, Robinson, Shaver, Siegrist, Stanton, Stevens, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—61.

A bill to authorize the Commissioners of Transylvania County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davis, Dixon, Downing, Durham, Farrow, Gahagan, Gibson, Graham, Green, Harris of Franklin, Harris of Wake, Hendricks, Hicks, High, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Painter, Peck, Proffitt, Rea, Robbins, Robinson, Reynolds, Shaver, Siegrist, Snipes, Stanton, Stevens, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—65.

A bill to give Clay County the benefit of her own bonds was taken up, and the same

Passed its second and third readings.

A resolution in favor of A. L. Parton was taken up, and the same

Passed its second and third readings.

A bill to consolidate and amend the several acts relating to the incorporation of the Town of Salisbury was taken up, and the same, as amended,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton,

Crawford, Davis, Davidson, Dixon, Downing Gahagan, Gibson, Graham, Green, Harris of Wake, Hendricks, Hicks, High, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Painter, Parker, Peck, Price, Proffitt, Rea, Robbins, Robinson, Reynolds, Siegrist, Snipes, Stanton, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Sampson, Wilson and Wiswall—65.

Those who voted in the negative were:

Messrs. Hayes, and Long of Chatham—2.

A bill to charter the Express Steamboat Company was taken up.

Mr. Leary moved to amend by inserting the name of John D. Williams as an incorporator.

Adopted.

The bill, as amended, then

Passed its final reading.

The following named bills were taken from the calendar in order, and passed their second and third readings:

A bill to extend the corporate limits of the Town of Tarboro';

A bill to prevent the felling of trees in Contentnea Creek;

A bill to allow the Sheriff of Polk County to collect arrears of taxes;

A bill to abolish and prevent the erection of a toll gate on the North end of Little River Turnpike Road;

A bill to lay off a public road in the Counties of Davie and Davidson and establish a ferry across Yadkin River;

A bill to incorporate the Star of Hope Lodge, Independent Order Good Templars;

A bill to sell Town Commons in the Town of Edenton;

A bill to incorporate the Town of Ridgeway;

A bill to incorporate the State Homestead Association;

A bill to change the corporate limits of the Town of Rutherfordton;

A bill to incorporate the Town of Taylorsville, in Alexander County;

A bill to incorporate the Albemarle Loan and Trust Company;

A bill authorizing a public road and toll bridge in Cleveland County;

A bill to amend the charter of the Town of Washington;

A bill to enable Wm. Fields, late Sheriff of Lenoir County to collect arrears of taxes;

A bill to extend the corporate limits of the Town of Fayetteville;

A bill to amend an act entitled "An act to incorporate the Atlantic Fire Company, No. 1, of Newbern;"

A bill to incorporate the Lockville Manufacturing Company;

A bill to incorporate Richland Lodge, No. 214, Free and Accepted Masons, in the Town of Thomasville, Davidson County;

A bill to incorporate Cobb Lodge, No. 264, of A. F. and A. M.;

A bill to prevent the sale of spirituous liquors within two miles, or less of the Bingham School;

A bill to incorporate the Hebrew Benevolent Association of Charlotte;

A bill to incorporate the Woodlawn Cotton and Woolen Manufactnring Company;

A resolution in favor of N. Price;

A bill to incorporate the North Carolina Iron, Steel and Metallurgical Company, and

A bill to incorporate the Town of Littleton.

The House concurred in the Senate amendment to a bill to incorporate Castle Hayne Vineyard.

A bill to prevent the hunting of wild fowls with fire in Carteret County was taken up.

The same was amended so as to include the Counties of Craven, Hyde, Currituck, Tyrrell and Onslow;

And the bill, as amended,

Passed its second and third readings.

A bill to allow the former Sheriff of Polk County to collect arrears of taxes for the year 1863 was taken up, and, on motion, the same was

Tabled.

A bill to authorize the Commissioners of Washington County to levy a special tax was taken up.

On motion of Mr. Justice of Rutherford,

The bill was so amended as to include the County of Rutherford.

The bill, as amended, then

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Boddie, Bowman, Candler, Carey, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Durham, Ferebee, Gahagan, Gibson, Graham, Harris of Wake, Hayes, Hendricks, High, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Painter, Rea, Robinson, Shaver, Siegrist, Sinclair, Snipes, Stanton, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Sampson, Williamson, Wilson and Wiswall—59.

Those who voted in the negative were:

Messrs. Ellis, Hicks and Parker—3.

A bill to authorize the Commissioners of Granville County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Durham, Ferebee, Gibson, Gra-

ham, Harris of Wake, Hayes, Hendricks, High, Hinnant, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Painter, Proffitt, Rea, Robbins, Robinson, Shaver, Siegrist, Sinclair, Snipes, Stanton, Stevens, Sweat, Thompson Vestal, Vest, Waldrop, Welch, Williams of Sampson, Williamson, Wilson and Wiswall—61.

Those who voted in the negative were:

Messrs. Hicks and Parker—2.

A bill to continue in force and extend the provisions of an act entitled "An act to authorize the Mayor and Commissioners of the Town of Fayetteville to fund the interest due on their bonds issued in payment for stock in the Western Rail Road Company" was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Candler, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Ellis, Estes, Ferebee, Foster, Gahagan, Gibson, Graham, Green, Hayes, Hendricks, High, Hinnant, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Richmond, Mayo, McCanless, Mendenhall, Morrill, Proffitt, Robbins, Robinson, Reynolds, Shaver, Siegrist, Snipes, Sweat, Vestal, Vest, Waldrop, Whitley, Williams of Sampson, Williamson and Wiswall—54.

Those who voted in the negative were:

Messrs. Farrow, Hodnett, Humphries, Parker, Rea, Stevens Thompson—7.

On motion of Mr. Long,

The House adjourned.

MONDAY, March 15th, 1869.

On motion of Mr. Barnett,

The rules were suspended, and

A bill to authorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Barnett, Candler, Carson, Carey, Cawthorn, Cherry, Davis, Dixon, Downing, Ellington, Farrow, Gahagan, Graham, Hayes, Hendricks, Hodnett, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Mayo, McCanless, Moring, Moore of Chowan, Robbins, Sinclair, Simonds, Stilley, Vest, Waldrop, Williamson, Wilson and Wiswall—38

Those who voted in the negative were:

Messrs. Allison, Armstrong, Blair, Boddie, Clayton, Davidson, Durham, Ellis, Ferebee, Gibson, Hicks, High, Hinnant, Hoffman, Humphries, Jarvis, Mendenhall, Moore of Alamance, Parker, Proffitt, Robinson, Shaver, Snipes, Stanton, Sweat, Thompson, Welch, Williams of Harnett and Williams of Sampson—29.

On motion of Mr. Leary,

The rules were suspended, and,

A bill to continue in force and extend the provisions of an act entitled "An act to authorize the Mayor and Commissioners of the Town of Fayetteville to fund the interest due on their bonds issued in payment for stock in the Western Railroad Company," was taken up, and the same

Passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davis, Davidson, Dixon, Downing,

Ellington, Estes, Farrow, Foster, Gahagan, Gibson, Graham, Green, Harris of Franklin, Harris of Wake, Hayes, Hendricks, High, Hinnant, Hoffman, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Richmond, Mayo, McCanless, Mendenhall, Moring, Moore of Alamance, Painter, Price, Proctor, Rea, Robinson, Shaver, Siegrist, Sinclair, Simonds, Smith of Martin, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—70.

On motion of Mr. Downing,

The rules were suspended, and

A bill to enable County Commissioners to purchase County bonds was taken up, and the same

Passed its second and third readings.

On motion of Mr. Hayes,

The rules were suspended and

A bill to authorize, empower and direct the Commissioners of Halifax County to force collection of arrears of taxes, was taken up.

Mr. Hayes moved to amend by striking out the words "first day of May, 1865" and inserting in lieu thereof the words "years 1867 and 1868.

Adopted.

The bill, as amended, then passed its second and third readings.

On motion, the first Special Order for the day was postponed until next Wednesday at 11 o'clock.

On motion, the second Special Order was postponed until next Tuesday at 11 o'clock.

On motion of Mr. Bowman,

The rules were suspended, and

The report of the Joint Committee on Salaries was taken up.

The question being on the adoption of the minority report as a substitute for the majority report,

Mr. Durham called for the yeas and nays.

The call being sustained,

The minority report was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Barnett, Blair, Boddie, Candler, Carson, Cawthorn, Cherry, Clayton, Davis, Davidson, Downing, Durham, Ellis, Farrow, Ferebee, Gahagan, Gatling, Gibson, Green, Harris of Franklin, Hendricks, High, Hinnant, Hodnett, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, Mayo, McCauless, McMillan, Mendenhall, Moring, Moore of Alamance, Parker, Pearson, Proffitt, Robinson, Shaver, Siegrist, Snipes, Stanton, Sweat, Thompson, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—58.

Those who voted in the negative were:

Messrs. Bowman, Carey, Dixon, Ellington, Estes, Graham, Harris of Wake, Hoffman, Justice of Rutherford, Kelly of Moore, Laflin, Proctor, Renfrow, Reynolds, Sinclair, Simonds, Smith of Martin, Stilley, Sykes, Vest, Williamson, Wilson and Wiswall—23.

Mr. Downing moved to reconsider the vote by which the minority report was adopted.

Mr. Leary moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Estes moved to amend by striking out "twelve hundred and fifty dollars," in line 5, and inserting "two thousand dollars:" by striking out eighteen hundred," in lines 6 and 7, and inserting "two thousand;" by striking out "fifteen hundred," in line 8, and inserting "two thousand;" and by striking out "eighteen hundred," in line 10, and inserting "two thousand."

Mr. Durham moved that the question be divided.

The motion prevailed.

The question then being on the motion to strike out "twelve hundred and fifty dollars," in line 5, and insert "two thousand dollars,"

Mr. Durham called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affimative were:

Messrs. Banner, Barnett, Carson, Carey, Cherry, Crawford, Dixon, Downing, Ellington, Foster, Gahagan, Graham, Hoffman, Justice of Rutherford, Kelly of Moore, Laflin, Mayo, Moore of Chowan, Proctor, Rea, Renfrow, Reynolds, Sinclair, Simonds, Smith of Martin, Snipes, Stilley, Sykes, Vest, Williamson, Wilson and Wiswall—32.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Candler, Cawthorn, Clayton, Davis, Davidson, Durham, Ellis, Farrow, Ferebee, Gatling, Gibson, Green, Harris of Wake, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moore of Alamance, Painter, Parker, Pearson, Pou, Proffitt, Robinson, Shaver, Siegrist, Stanton, Sweat, Thompson, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—51.

The question then being on the motion to strike out "eighteen hundred," in lines 6, and 7, and insert "two thousand,"

Mr. Stilley moved to amend the amendment by striking out the words "and fees."

Adopted.

The question recurring on the amendment as amended,

Mr. Durham called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Carey, Dixon, Downing, Estes, Foster, Gahagan, Graham, Harris of Wake, Hendricks, Hinnant, Hoffman, Humphries, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly

of Moore, Laflin, Mayo, Moring, Moore of Chowan, Parker, Pearson, Pou, Proctor, Rea, Renfrow, Reynolds, Siegrist, Sinclair, Simonds, Smith of Martin, Snipes, Stanton, Stevens, Stilley, Sykes, Vest, Wilson and Wiswall—47.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Candler, Cawthorn, Cherry, Clayton, Davis, Davidson, Durham, Ellington, Farrow, Ferebee, Gibson, Green, Harris of Franklin, High, Hodnett, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moore of Alamance, Painter, Proffitt, Robinson, Shaver, Sweat, Thompson, Vestal, Waldrop, Welch, White and Whitley—38.

The question then being on the adoption of the amendment to strike out "fifteen hundred dollars," in line 8, and insert "two thousand dollars,"

Mr. Pou moved to amend the amendment by striking out "two thousand" and inserting "eighteen hundred."

On the adoption of this amendment,

Mr. Reynolds called for the yeas and nays.

The call being sustained,

The same was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Boddie, Candler Carson, Clayton, Davis, Davidson, Durham, Ellis, Ellington, Farrow, Ferebee, Gibson, Green, Harris of Franklin, Hicks, High, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Kelly of Davie, Long of Chatham, Long of Richmond, McCanless, McMillan, Moore of Alamance, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Siegrist, Stanton, Sweat, Thompson, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—47.

Those who voted in the negative were:

Messrs. Ashworth, Barnett, Blair, Bowman, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Foster, Gahagan, Graham, Harris of Wake, Hudgings, Ingram, Justice of Ruth-

erford, Kelly of Moore, Laflin, Leary, Mayo, Mendenhall, Moring, Moore of Chowan, Pearson, Proctor, Rea, Renfrow, Reynolds, Sinclair, Simonds, Snipes, Stevens, Stilley, Sykes, Vest, Williamson, Wilson and Wiswall—30.

On motion of Mr. Leary,

The House then adjourned.

EVENING SESSION.

7½ o'clock, P. M.

Mr. Bowman introduced

A bill in relation to certain mortgage deeds.

Laid over.

A message was received from the Senate transmitting for consideration of the House

A bill to amend an act entitled "An act concerning the Register of Deeds;"

A bill to incorporate the Tuckasegee Baptist High School, in Macon County;

A bill authorizing Reuben King, late Sheriff of Robeson County, to collect arrears of taxes, and

A bill to authorize the Board of Education to sell certain stock.

Also a message transmitting amendments to a bill to authorize the Commissioners of Anson County to levy a special tax.

Also a message, with amendments to a bill concerning public roads and bridges in the County of Robeson.

Mr. Justice, from the Joint Special Committee appointed to investigate the business before the General Assembly and

report when, in their opinion, the Assembly should adjourn, reported

A resolution fixing the day of adjournment on the 29th instant, and the same was

Adopted.

On motion of Mr. Holden, [Mr. French being in the Chair]

The rules were suspended, and

A bill to incorporate the Greensboro' and Charlotte Railway Company was taken up.

Mr. Downing moved that the bill be printed and made Special for Tuesday next at 12 o'clock.

Mr. Harris, of Wake called the previous question.

The question being,

"Shall the main question now be put?"

The vote resulted in the affirmative.

The question then being on the motion to print and make Special,

Mr. French [having resumed the floor] called for the yeas and nays.

The call being sustained,

The House refused to print and make special by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Blair, Boddie, Bowman, Candler, Cawthorn, Crawford, Davis, Downing, Estes, Ferebee, French, Gibson, Harris of Franklin, Hayes, Hendricks, High, Hodgin, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Robinson, Siegrist, Vestal, Whitley, Williams of Harnett—34.

Those who voted in the negative were:

Messrs. Ashworth, Barnett, Carson, Carey, Clayton, Dixon, Foster, Gahagan, Graham, Harris of Wake, Hicks, Hinnant, Hoffman, Humphries, Hudgings, Ingram, Justice of Rutherford, Laflin, Long of Richmond, Mayo, Moring, Moore of Chowan, Parker, Pearson, Proctor, Proffitt, Renfrow, Rob-

bins, Reynolds, Shaver, Simonds, Snipes, Stanton, Stevens, Stilley, Sykes, Thompson, Vest, Waldrop, Williams of Sampson, Williamson, Wilson and Wiswall—43.

The question then being on the passage of the bill on its second reading,

The same failed to pass by the following vote:

Those who voted in the affirmative were:

Messrs. Barnett, Carson, Graham, Harris of Wake, Justus of Henderson, Justice of Rutherford, Laflin, Mayo, Moore of Chowan, Renfrow, Robbins, Simonds, Snipes, Stilley, Vest, Waldrop and Wilson—17.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Blair, Boddie, Bowman, Candler, Cawthorn, Clayton, Davis, Dixon, Downing, Estes, Ferebee, French, Gahagan, Gibson, Harris of Franklin, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hoffman, Ingram, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Nicholson, Painter, Parker, Pearson, Proctor, Ragland, Rea, Robinson, Reynolds, Siegrist, Stanton, Stevens, Sykes, Thompson, Vestal, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wiswall—57.

On motion of Mr. McMillan,

The House then adjourned.

TUESDAY, March 16th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smith, of the City.

Mr. Argo introduced

A resolution in regard to the removal of political disabilities.

Mr. Proctor moved to lay the same on the table, the rules having been suspended.

And on this motion called for the yeas and nays.

The call having been sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Blair, Carson, Carey, Cherry, Downing, Estes, Gahagan, Graham, Hodgin, Hoffman, Hudgings, Justice of Rutherford, Kelly of Moore, Laflin, Mayo, McCanless, Moring, Morrill, Pearson, Proctor, Rea, Renfrow, Robbins, Siegrist, Simonds, Snipes, Stevens, Stilley, Sweat, Vestal and Vest—34.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Barnett, Boddie, Candler, Cawthorn, Clayton, Davis, Davidson, Durham, Ellington, Farrow, Franklin, Gatling, Gibson, Gilbert, Green, Harris, of Franklin, Harris of Wake, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Leary, Long of Chatham, Long of Richmond, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Pou, Price, Proffitt, Robinson, Reynolds, Shaver, Stanton, Sykes, Thompson, Welch, Whitley, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—53.

On motion of Mr. Argo,

The resolution was then

Made Special for Wednesday night at 7½ o'clock.

Mr. Laflin, from the Committee on Internal Improvements, reported

A bill to charter the Louisburg branch of the Wilmington and Weldon Rail Road Company, with amendments, favorably.

Mr. Sykes introduced

A bill to enable the Commissioners of Elizabeth City to collect taxes.

Referred to Committee on Propositions and Grievances.

Mr. Pou introduced

A bill for the relief of James D. Todd, of Johnston County.

Referred to Committee on Propositions and Grievances.

Mr. Stilley introduced

A bill to authorize the Commissioners of Beaufort County to levy a special tax.

Referred to Committee on Finance.

Mr. Graham introduced

A bill to incorporate the Charlotte Rail Road Company.

Referred to Committee on Internal Improvements.

Mr. Barnett, from the Committee on Corporations, reported

A bill to incorporate the Raleigh Co-operative Land and Building Association, favorably; and

A bill to incorporate the Holly Springs Lodge, No. 115, of A. Y. M., of Wake County.

Mr. Moore of Chowan, from the Committee on Judiciary, reported

A resolution in favor of T. F. Lee, favorably.

On motion of Mr. Harris of Wake,

The rules were suspended, and

A bill to create a Mechanics' and Laborers' lien law, was taken up.

Mr. Welch moved to amend section 1, by striking out all after the word "thereto," in line 7, down to line 9.

Adopted.

On motion of Mr. Sweat,

The bill was then referred to the Judiciary Committee, and

Made Special for Wednesday at 10½ o'clock.

On motion of Mr. Stilley,

The rules were suspended, and

The bill on salaries was taken up.

The question recurring on the amendment as amended, concerning the salary of the Superintendent of Public Instruction.

Mr. Harris, of Wake, moved to amend by striking out "eighteen hundred" and inserting "twenty-one hundred."

On this motion,

Mr. Durham called for the yeas and nays,

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Barnett, Blair, Bowman, Carey, Crawford, Downing, Estes, French, Gahagan, Gilbert, Harris of Wake, Hayes, Hodgin, Hoffman, Horney, Hudgings, Justice of Rutherford, Laflin, Mayo, Mendenhall, Moring, Moore of Chowan, Morrill, Pearson, Peck, Proctor, Renfrow, Robbins, Reynolds, Sinclair, Smith of Martin, Snipes, Stevens, Stilley, Sykes, Vest, Williamson, Wilson and Wiswall—41.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Boddie, Candler, Carson, Cawthorn, Clayton, Davis, Davidson, Durham, Ellis, Ellington, Ferebee, Franklin, Gatling, Gibson, Green, Harris of Franklin, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Moore of Alamance, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Stanton, Sweat, Thompson, Vestal, Waldrop, Welch, Whitley, Williams of Harnett, and Williams of Sampson—54.

The question then re-recurring on the amendment, as amended,

[The hour for a Special Order arrived, it being a bill concerning inspectors for the City of Wilmington.

On motion of Mr. McMillan, the same was postponed until Monday, at 7½ o'clock, P. M.]

Mr. Harris, of Wake, moved to amend by striking out "eighteen hundred" and inserting "two thousand and five."

On this motion,

Mr. Durham called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Carey, Cherry, Crawford, Dixon, Downing, Ellington,

Estes, Foster, Franklin, French, Gahagan, Gilbert, Graham, Harris of Wake, Hayes, Hodgin, Hoffman, Horney, Hudgings, Justice of Rutherford, Laflin, Mayo, Mendenhall, Moring, Moore of Chowan, Morrill, Pearson, Peck, Price, Proctor, Renfrow, Robbins, Reynolds, Siegrist, Sinclair, Simonds, Smith of Martin, Snipes, Stevens, Stilley, Sykes, Vest, Williamson, Wilson and Wiswall—52.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Candler, Cawthorn, Clayton, Davis, Davidson, Durham, Ellis, Ferebee, Gatling, Gibson, Green, Harris of Franklin, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Moore of Alamance, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Stanton, Sweat, Thompson, Vestal, Waldrop, Welch, Whitley, Williams of Harnett, and Williams of Sampson—48.

Mr. Proctor, moved to re-consider the vote just taken.

Mr. Proctor, moved to lay this motion on the table, and

The motion to table prevailed.

The amendment, as amended, was then adopted.

The question then being on the motion to strike out "eighteen hundred" in line 10, and insert "two thousand."

Mr. Durham called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affimative were:

Messrs. Ames, Banner, Barnett, Bowman, Carson, Carey, Crawford, Dixon, Downing, Foster, Franklin, French, Gahagan, Gilbert, Graham, Harris of Franklin, Harris of Wake, Hayes, Hoffman, Ingram, Justice of Ruthertord, Kelly of Moore, Laflin, Mayo, Moring, Moore of Chowan, Morrill, Pearson, Price, Proctor, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Smith of Martin, Stevens, Stilley, Sykes, Vest, Williamson, Wilson, and Wiswall—43.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Boddie, Candler, Cawthorn, Davis, Davidson, Durham, Ellis, Ellington, Ferebee, Gatling, Gibson, Green, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Humphries, Hudgings, Jarvis, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Pou, Proffitt, Robinson, Shaver, Siegrist, Snipes, Stanton, Sweat, Thompson, Vestal, Welch, Whitley, Williams, of Harnett, and Williams of Sampson—50.

The question then recurring on the substitute offered by Mr. Pou.

Mr. Ellington moved to lay the whole matter on the table, and

And the motion to table prevailed.

On motion of Mr. Ellington,

The House then adjourned.

EVENING SESSION.

7½ o'clock, P. M.

On motion of Mr. Bowman,

The rules were suspended, and

A bill in relation to pleadings before magistrates was taken up.

Mr. Durham moved to amend by striking out the word "writ," in lines 1 and 5, of section 1, and inserting the word "summons."

Adopted.

Mr. Durham moved to amend by striking out the word

"July," in line 3, of section 1, and in line 2 of section 8, and inserting the word "May."

Adopted.

Mr. Durham moved to amend further by striking out the word "from" in line 1, of section 8, and inserting the word "upon."

Adopted.

The bill, as amended, then

Passed its second reading.

On the third reading of the bill, Mr. Renfrow called for the yeas and nays.

The call being sustained,

The bill passed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Barnett, Bowman, Candler, Carey, Cawthorn, Clayton, Davidson, Durham, Ferebee, Forkner, Franklin, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Hendricks, Hicks, High, Hodnett, Hoffman, Horney, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Ladin, Long of Chatham, Long of Richmond, Mayo, McMillan, Mendenhall, Moring, Moore of Alamance, Nicholson, Pearson, Pou, Proffitt, Ragland, Robbins, Robinson, Shaver, Siegrist, Sinclair, Smith of Wayne, Vestal, Waldrop, Welch, Whitley, Williams of Harnett, Williams of Sampson and Wilson—59.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Carson, Estes, French, Gahagan, McCanless, Morrill, Parker, Renfrow, Snipes, Stanton, Stevens, Sweat, Thompson, Vest, White and Williamson—18.

Mr. Bowman, moved to re-consider the vote just taken, and

The motion prevailed.

Mr. Bowman then moved to amend by inserting an additional section to be titled section 11.

Adopted.

The bill then passed its final reading.

On motion of Mr. French,

The rules were suspended, and

A bill to incorporate the Cape Fear Agricultural Association was taken up.

The question being on concurrence in the recommendation of the Committee on Corporations, viz: to strike out the second section,

Mr. Stevens called for the yeas and nays.

The call being sustained,

The House concurred by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davidson, Durham, Ferebee, Forkner, Franklin, Gahagan, Gibson, Gilbert, Green, Gunter, Hendricks, Hicks, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Long of Chatham, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Nicholson, Parker, Pou, Price, Proffitt, Ragland, Renfrow, Robbins, Robinson, Reynolds, Shaver, Siegrist, Smith of Wayne, Stanton, Stevens, Sweat, Sykes, Thompson, Vestal, Welch, White, Wilkie, Williams of Sampson, Williamson and Wilson—67.

Those who voted in the negative were:

Messrs. Estes, Foster, French, Hayes, Long of Richmond, Morrill, Vest and Waldrop—8.

The question recurring on the bill, as amended,

Mr. French offered a substitute for the same.

Mr. Renfrow moved to amend by striking out the words "A. N. Long, of Halifax."

Adopted.

Mr. Pou moved to amend by striking out the words "A. J. Heath, of Johnston."

Adopted.

Mr. Boddie moved to amend by striking out the words "Henry G. Williams, of Nash."

Adopted.

Mr. Farrow moved to lay the substitute upon the table.

On this motion,

Mr. Moring called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Bowman, Candler, Carson, Cawthorn, Davidson, Farrow, Forkner, Hendricks, Hodnett, Justus of Henderson, Mayo, McCanless, Moring, Proffitt, Sweat and Vestal—18.

Those who voted in the negative were:

Messrs. Armstrong, Barnett, Blair, Boddie, Cherry, Estes, Ferebee, Foster, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Harris of Franklin, Hayes, Hicks, High, Hodgin, Horney, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Laflin, Long of Richmond, McMillan, Mendenhall, Moore of Alamance, Morrill, Nicholson, Parker, Pearson, Pou, Price, Proctor, Renfrow, Reynolds, Shaver, Sinclair, Smith of Wayne, Thompson, Vest, Waldrop, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—50.

The question recurring on the adoption of the substitute, as amended,

Mr. Bowman offered the following as a proviso to section 2:

"*Provided further*, That the Public Treasurer shall not be authorized to pay any money to said Association until each County named in this act shall have complied fully with the provisions of chapter 2, section 18 of Revised Code."

On motion, the substitute, as amended, was referred to the Committee on Agriculture, Mechanics and Mining and made Special for Friday next, at 12 o'clock.

On motion of Mr. Laflin,

The House then adjourned.

WEDNESDAY, March 17, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Nicholson, of the House.

Mr. Vestal introduced

A bill to authorize the Commissioners of Yadkin County to levy a special tax.

Laid over.

A message was received from the Senate transmitting amendments to the resolution to appoint a Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

On motion of Mr. Jarvis,

The rules were suspended, and

The House concurred in the said amendments, and

The Speaker appointed Mr. Gatling on the House branch of the Committee on investigation.

Mr. Vest introduced

A bill to furnish County Commissioners with printed copies of the Code of Civil Procedure.

Laid over.

On motion of Mr. Stilley,

The rules were suspended, and

A bill to authorize the Commissioners of Beaufort County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affimative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Davis, Dixon, Downing, Durham, Estes, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, High, Hinnant, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Men-

denhall, Moore of Alamance, Nicholson, Painter, Pearson, Price, Proffitt, Ragland, Robbins, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Sampson, Williamson and Wilson—81.

On motion of Mr. Bowman,

The rules were suspended, and

A bill to authorize the Commissioners of Mitchell County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Bowman, Candler, Carson, Carey, Cawthorn, Clayton, Dixon, Durham, Forkner, French, Gahagan, Gibson, Gilbert, Green, Gunter, Harris of Wake, Hayes, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Nicholson, Painter, Pearson, Price, Proffitt, Ragland, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—67.

Mr. White introduced

A bill to provide for a special tax for Perquimans County.

Referred to Committee on Finance.

On motion of Mr. Ingram,

The rules were suspended, and

The House took up the Senate amendments to the bill to authorize the Commissioners of Anson County to levy a special tax.

The amendments were concurred in.

Mr. Allison introduced

A resolution concerning the printing of certain laws.

The same being amended so as to incorporate the act to provide for the collection of taxes by the State, &c., and the act suspending the Code of Civil Procedure in certain cases, was

Adopted under the suspension of the rules.

The hour for the Special Order having arrived, it being

A bill to create a mechanics' and laborers' lien law, the same was

Postponed until Friday at 10½ o'clock.

Mr. Harris, of Wake, introduced

A bill to authorize the Commissioners of Wake County to levy a special tax.

Laid over.

On motion of Mr. Harris, of Wake,

A bill to incorporate the Raleigh Co-operative Land and Building Association was taken up, and the same

Passed its several readings.

On motion of Mr. Franklin,

A bill for the relief of T. F. Lee was taken up, and the same

Passed its second and third readings.

A message was received from the Senate, transmitting

A bill to amend Title XXI of the Code of Civil Procedure.

Referred to Judiciary Committee.

Also a message amending the bill to provide the procedure in special proceedings generally, and in application for widow's years' support, and in dower.

On motion, the rules were suspended, and

The amendments were concurred in.

On motion of Mr. Leary,

The rules were suspended, and

A bill to amend the charter of the Fayetteville and Florence Rail Road Company was taken up.

The amendment proposed by the Committee on Internal Improvements was adopted, and

On motion of Mr. French,

The bill was ordered to be printed and

Made Special for Tuesday at 12 o'clock.

The hour for the second Special Order having arrived, it being

A bill to organize the County of Grant, the same was taken up.

Mr. Whitley moved to postpone till the third Monday in November next.

Mr. Estes moved to lay the bill on the table.

On this motion,

Mr. Sinclair called for the yeas and nays.

The call being sustained,

The bill was tabled by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Boddie, Cawthorn, Cherry, Clayton, Davis, Durham, Estes, Farrow, Ferebee, Gahagan, Gatling, Gibson, Green, Harris of Franklin, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Mendenhall, Moore of Alamance, Nicholson, Painter, Pearson, Peck, Proffitt, Ragland, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Thompson, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—54.

Those who voted in the negative were:

Messrs. Ames, Blair, Carson, Carey, Davidson, Downing, Forkner, Foster, Franklin, French, Gilbert, Graham, Gunter, Harris of Wake, Horney, Justus of Henderson, Justice of Rutherford, Laflin, Mayo, McCanless, Moring, Moore of Chowan, Price, Proctor, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Stevens, Stilley, Sykes, Vest and Wilson—34.

On motion of Mr. French,

The rules were suspended, and

A bill to exempt from taxation property held by the Masonic Fraternity in North Carolina, was taken up.

Mr. Pou moved to indefinitely postpone the same.

On this motion,

Mr. French called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Barnett, Blair, Carson, Cawthorn, Davidson, Downing, Gahagan, Gilbert, Gunter, Hinnant, Hodnett, Hoffman, Horney, Ingram, Justice of Rutherford, Long of Richmond, Nicholson, Parker, Pearson, Pou, Siegrist, Snipes, Sweat, Thompson, White, Wilkie, Williams of Sampson and Williamson—30.

Those who voted in the negative were:

Messrs. Allison, Ames, Armstrong, Boddie, Bowman, Candler, Cherry, Davis, Dixon, Durham, Estes, Ferebee, Forkner, Franklin, French, Gibson, Graham, Green, Harris of Wake, Hayes, Hendricks, Hicks, High, Humphries, Hudgings, Kelly of Davie, Laflin, Long of Chatham, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Price, Proctor, Proffitt, Robinson, Reynolds, Shaver, Sinclair, Stanton, Stilley, Sykes, Vestal, Vest, Welch, Whitley, Williams of Harnett and Wilson—50.

The question then being on the passage of the bill on its second reading,

Mr. Siegrist called for the yeas and nays.

The call being sustained,

The bill failed to pass its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Bowman, Cherry, Davis, Ferebee, Forkner, Franklin, French, Gibson, Graham, Green, Harris of Wake, Hayes, Hendricks, Hicks, High, Humphries, Hudgings, Justus of Henderson, Laflin, Long of Chatham, Long of Richmond, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Price, Proctor, Proffitt, Reynolds, Shaver, Sinclair, Simonds, Smith of Wayne, Stanton,

Stilley, Sykes, Vestal, Vest, Williams of Harnett, Williams of Sampson and Wilson—44.

Those who voted in the negative were:

Messrs. Argo, Ashworth, Banner, Barnett, Blair, Boddie, Carson, Cawthorn, Clayton, Davidson, Downing, Estes, Foster, Gahagan, Gilbert, Gunter, Hinnant, Hodnett, Hoffman, Horney, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Mayo, Moore of Chowan, Nicholson, Painter, Parker, Pearson, Peck, Pou, Ragland, Renfrow, Robbins, Robinson, Siegrist, Smith of Alleghany, Snipes, Stevens, Sweat, Thompson, Waldrop, Welch, White, Wilkie and Williamson—48.

Mr. Foster moved to reconsider the vote just taken.

Mr. Painter moved to lay this motion on the table, and

The motion to table prevailed.

Mr. Price introduced

A bill for the better protection of manual labor.

Referred to Judiciary Committee.

Mr. Gilbert introduced

A bill for the relief of James H. Duncan.

Referred to Committee on Claims.

A bill to authorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry was taken from the calendar of bills on third reading.

Mr. Estes moved to postpone the same till Wednesday next at 11 o'clock.

Pending which,

On motion of Mr. Proctor,

The House adjourned.

EVENING SESSION.

7½ o'clock, P. M.

Mr. Vestal introduced

A bill to authorize the Commissioners of Yadkin County to levy a special tax.

Laid over.

Mr. Nicholson introduced

A bill to prevent the felling of trees in Big Hunting Creek, in Iredell County.

Referred to Committee on Propositions and Grievances.

The Special Order was taken up, it being

A resolution in regard to the removal of political disabilities.

Mr. French moved to refer the same to a Special Committee of five, to be appointed by the Speaker.

Mr. Hodgin moved to lay the resolution on the table.

On this motion,

Mr. Vestal called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Blair, Carson, Carey, Dixon, Estes, Forkner, Franklin, French, Gahagan, Graham, Gunter, Hodgin, Hoffman, Horney, Hudgings, Justice of Rutherford, Laflin, Mayo, McCanless, Parker, Pearson, Peck, Ragland, Rea, Renfrow, Robbins, Reynolds, Siegrist, Stilley, Vest, Waldrop and White—34.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Armstrong, Boddie, Candler, Cawthorn, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Gilbert, Green, Harris of Franklin, Hendricks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus

of Henderson, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Price, Proffitt, Robinson, Shaver, Smith of Alleghany, Snipes, Sweat, Thompson, Vestal, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—48.

Mr. Pou offered a preamble to the resolution.

Mr. Mayo moved to postpone till the third Monday in November.

Mr. Argo called the previous question.

The question being,

"Shall the main question now be put?"

The vote was decided in the affirmative.

The question recurring on the motion to postpone,

Mr. Proctor called for the yeas and nays.

The call being sustained,

The House refused to postpone by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Blair, Carson, Carey, Cherry, Crawford, Dixon, Estes, Forkner, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Hodgin, Horney, Hoffman, Hudgings, Justus of Henderson, Justice of Rutherford, Laflin, Mayo, McCanless, Pearson, Peck, Proctor, Rea, Renfrow, Robbins, Siegrist, Sinclair, Stevens, Stilley, Vest, Waldrop and White—38.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Armstrong, Boddie, Candler, Cawthorn, Clayton, Davis, Durham, Ellington, Farrow, Ferebee, Gatling, Gibson, Green, Harris of Franklin, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, McMillan, Moore of Alamance, Nicholson, Parker, Pou, Proffitt, Robinson, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Vestal, Williams of Harnett, Williams of Sampson, Williamson and Wilson—46.

The question then being on the motion to refer,

Mr. French called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Blair, Carson, Carey, Cherry, Crawford, Dixon, Estes, Forkner, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Hodgin, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Laflin, Long of Chatham, Mayo, McCanless, Moore of Chowan, Parker, Pearson, Peck, Proctor, Ragland, Rea, Renfrow, Robbins, Siegrist, Sinclair, Stanton, Stevens, Stilley, Vest, Waldrop, White and Wilson—44.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Candler, Cawthorn, Clayton, Davis, Durham, Ellington, Farrow, Ferebee, Gatling, Gibson, Green, Harris of Franklin, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Leary, Long of Richmond, McMillan, Moore of Alamance, Nicholson, Pou, Proffitt, Robinson, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Whitley, Williams of Harnett, Williams of Sampson and Williamson—42.

On motion of Mr. Sweat,

The House then adjourned.

THURSDAY, March 18th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

The Journal of the 4th day of March was read and approved.

Mr. Hodgin presented

A petition from a portion of the citizens of Guilford County concerning the erection of a Penitentiary.

Referred to Joint Special Committee on Penitentiary.

Mr. French introduced

A resolution in favor of Robert B. Wood.

Referred to Committee on Private Bills.

Mr. Price introduced

A resolution concerning daily sessions.

Laid over.

Mr. French introduced

A bill to create a Board of Rail Road Commissioners.

Referred to Committee on Finance.

Mr. Gilbert introduced

A bill to legalize land warrants issued by entry takers who were appointed by the late County Courts.

Referred to Committee on Judiciary.

Mr. Estes, from Committee on Finance, reported

A bill to authorize the Commissioners of Perquimans County to levy taxes, favorably.

Mr. Malone introduced

A bill to amend section 304 of the Code of Civil Procedure, in regard to appeals.

Referred to Special Committee on Relief.

Mr. Pou presented

A memorial from a portion of the citizens of Johnston County in relation to establishment of the corporate limits of the village of Clayton.

Referred to Committee on Corporations.

On motion of Mr. Vest,

The rules were suspended, and

A bill to furnish County Commissioners with copies of the Code of Civil Pocedure,

The same being slightly amended, was laid over.

On motion of Mr. Vestal,

The rules were suspended, and

A bill to authorize the Commissioners of Yadkin County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Carson, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Estes, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gatling, Gibson, Gilbert, Green, Gunter, Hawkins, Hayes, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Moore of Alamance, Painter, Proffitt, Ragland, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—70.

On motion of Mr. Stilley,

The rules were suspended, and

A bill to authorize the Commissioners of Beaufort County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Candler, Carson, Cawthorn, Cherry, Clayton, Davidson, Dixon, Downing, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gatling, Gibson, Gilbert, Graham, Green, Gunter, Hendricks, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Moore of Alamance, Nicholson, Painter, Pearson, Price, Ragland, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Allegany, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, White, Whitley, Wilkie, Williams of Harnett Williams of Sampson, Williamson and Wilson—71.

On motion of Mr. Bowman,

The rules were suspended, and

A bill to authorize the Commissioners of Mitchell County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Bowman, Carson, Cawthorn, Cherry, Crawford, Davis, Davidson, Downing, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gatling, Gilbert, Graham, Green, Gunter, Hawkins, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Moore of Alamance, Nicholson, Pearson, Proffitt, Ragland, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—73.

On motion of Mr. White,

The rules were suspended, and

A bill to authorize the Commissioners of Perquimans County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Carson, Cawthorn, Cherry, Clayton, Crawford, Davis, Davidson, Dixon, Downing, Estes, Ferebee, Forkner, Franklin, French, Gahagan, Gatling, Graham, Green, Gunter, Hawkins, Hendricks, High, Hinnant, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Pearson, Price, Proffitt, Ragland, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton,

Stilley, Sweat, Vest, White, Whitley, Williams of Sampson and Wilson—64.

Mr. Davidson introduced

A bill to authorize the Commissioners of Iredell County to levy a special tax.

Referred to Committee on Finance.

Mr. Leary introduced

A bill to incorporate the Fayetteville Co-operative Land and Building Association.

Referred to Committee on Corporations.

A bill to provide forms in civil proceedings before Magistrates was taken up, and the same

Passed its second and third readings.

A bill concerning proceedings in criminal cases was taken up.

The bill passed its second reading.

The question being on the passage of the bill on its third reading,

Mr. Pou moved to amend by striking out section 9 of chapter 1.

Adopted.

Mr. Durham moved to amend by striking out section 7, chapter 1.

Adopted.

Mr Argo offered a substitute for section 7, chapter 3.

Adopted.

Mr. Durham moved to amend section 11, chapter 3, by inserting after "thereof," in line 5, the words "or before a Judge of the Supreme or Superior Court."

Adopted.

Mr. Argo moved to amend section 27, chapter 3, by inserting after the word "connivance" the words "of the defendant."

Adopted.

Mr. Durham moved to amend section 21, chapter 3, line 5, by inserting after the word "witness" the words "for and."

Adopted.

Mr. Durham moved to strike out section 24, chapter 3.

Adopted.

Mr. Argo moved to amend by striking out, in section 41, chapter 3, the words "any party to the proceedings," and insert the words "the prosecutor, except in cases of conviction, when he may impose cost on the defendant."

Adopted.

Mr. Pou moved to amend by striking out section 3, chapter 4.

Adopted.

Mr. Pou moved to amend further by striking out the words "and sealed," in line 13, section 19, chapter 4.

Adopted.

Mr. Durham moved to amend section 2, chapter 4, by adding thereto the following words: "And when the punishment imposed by law does not exceed fifty dollars fine or one month imprisonment."

Adopted.

Mr. Durham moved to amend section 4, chapter 4, by striking out all after the word "property" and inserting the words as quoted above.

Adopted.

Mr. Argo moved to amend by striking out section 5, chapter 4.

Adopted.

On motion of Mr. Welch,

The House then adjourned.

EVENING SESSION.

7½ o'clock, P. M.

The unfinished business of the morning was taken up.

Pending which,

On motion of Mr. Vest, the House adjourned.

FRIDAY, March 19th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Parker introduced

A bill to amend section 145 of the Code of Civil Procedure.

Referred to Judiciary Committee.

The Speaker announced

Messrs. French, Jarvis, Graham, Leary and Blair to constitute the Special Committee authorized to be raised for consideration and report upon the resolution concerning the removal of political disabilities.

On motion of Mr. Vestal,

The rules were suspended, and

A bill to authorize the Commissioners of Yadkin County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Bowman, Carson, Carey, Cawthorn, Cherry, Clayton, Davidson, Dixon, Downing, Farrow, Forkner, Franklin, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Leary, Long of Chatham, Long of Richmond, McCanless, Moring, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Pearson, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Vestal, Vest, Welch, Williams of Sampson and Wilson—65.

On motion of Mr. Justice,

The rules were suspended, and

A bill to authorize the Commissioners of Washington and

Rutherford Counties to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Davidson, Downing, Durham, Farrow, Forkner, Franklin, Gahagan, Gibson, Gilbert, Graham, Green, Harris of Franklin, Harris of Wake, Hawkins, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Chatham, Malone, McCanless, Moring, Moore of Alamance, Morris, Pearson, Proffitt, Ragland, Renfrow, Robbins, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Stilley, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson and Wilson—62.

On motion of Mr. Harris of Wake,

The rules were suspended, and

A bill to authorize the Commissioners of Wake County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Clayton, Davidson, Downing, Durham, Farrow, Ferebee, Franklin, French, Gahagan, Gilbert, Graham, Green, Gunter, Harris of Wake, Hawkins, High, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Chatham, Malone, McCanless, Moring, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Pearson, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson and Wilson—70.

On motion of Mr. White,

The rules were suspended, and

A bill to authorize the Commissioners of Perquimans County to levy a special tax was taken up, and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Blair, Bowman, Carson, Cawthorn, Cherry, Clayton, Davidson, Dixon, Downing, Durham, Farrow, Ferebee, Forkner, Franklin, French, Gallagan, Gatling, Gibson, Gilbert, Graham, Green, Gunter, Hawkins, High, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Malone, McCanless, Moring, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Pearson, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley, Williams of Harnett, Williams of Sampson and Wilson—70.

Mr. Bowman introduced

A bill to authorize the Commissioners of Buncombe County to levy a special tax.

Laid over.

The hour for the Special Order having arrived, it being

A bill to create a mechanics' and laborers' lien law, the same was taken up.

The question being on concurring in the recommendations of the Committee,

The amendments offered to sections 1, 2, 3, 4, 9, 13 and 14 were adopted.

Mr. Welch moved to amend section 4, line 5, by striking out the words "Justices of the Peace."

Adopted.

Mr. Whitley moved to amend section 7, line 4, by striking out the word "three" and inserting the word "twelve."

Mr. Downing moved to amend the amendment by striking out "twelve" and inserting "six,"

And on this motion called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Carson, Cawthorn, Cherry, Downing, Durham, Farrow, Forkner, Foster, Gahagan, Gibson, Gilbert, Graham, Green, Harris of Franklin, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Richmond, Malone, Mayo, McCanless, Moring, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Parker, Pearson, Pou, Price, Proctor, Proffitt, Ragland, Renfrow, Robbins, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Vest, Welch, White, Williams of Harnett, Williamson and Wilson—65.

Those who voted in the negative were:

Messrs. Bowman, Franklin, Snipes, Sweat, Whitley and Wilkie—6.

The amendment, as amended, was then adopted.

Mr. Durham moved to amend by striking out section 8.

Adopted.

Mr. Pou moved to strike out section 12.

Adopted.

Mr. Pou moved to amend section 14, line 16, by striking out the word "three" and inserting "six."

Adopted.

Mr. Moore, of Chowan, moved to amend section 4 by striking out the words "final securing" and inserting the word "gathering."

Adopted.

Mr. Durham moved to amend section 2 by striking out all after the word "the," in line 7, and inserting the words "persons contracting for such labor or for the furnishing of such material, or his heirs or assigns."

On this motion,

Mr. Sweat called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Clayton, Davis, Davidson, Dixon, Downing, Durham, Farrow, Ferebee, Foster, Franklin, Gahagan, Gibson, Graham, Green, Hawkins, Hendricks, Hicks, High, Hinnant, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Malone, McCanless, Moring, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Parker, Pearson, Peck, Pou, Proctor, Proffitt, Ragland, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Vestal, Vest, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, and Wilson—71.

Those who voted in the negative were:

Messrs. Cawthorn, Cherry, Crawford, Forkner, Gilbert, Hodnett, Hudgings, Renfrow, Robbins, Sweat and Williamson—11.

Mr. Stilley moved to reconsider the vote by which section 9 was amended.

The motion prevailed.

The question recurring on the amendment, the same was rejected.

Mr. Moore, of Chowan, moved to amend by striking out all after the word "off," in line 2, and inserting the words "arising between the contractor during the performance of the contract."

The section, as amended, was then adopted.

The bill passed its second reading.

On the third reading of the bill,

Mr. Sweat called for the yeas and nays.

The call being sustained,

The bill passed its third reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Banner, Bowman, Carson, Cawthorn, Cherry, Clayton, Crawford, Davis, Davidson, Dixon, Downing, Ferebee, Foster, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Hawkins, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Moring, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Parker, Pearson, Peck, Pou, Proctor, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Vestal, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Sampson, Williamson and Wilson—82.

Mr. Ashworth introduced

A bill to authorize the Commissioners of Randolph County to levy a special tax.

Laid over.

Mr. Moore, of Chowan, moved to amend section 4 by inserting after the word "before," the words "or within thirty days after."

Adopted.

The bill, as amended, then passed third reading.

Mr. Reynolds moved that when the House adjourn it do so to meet again at 4 o'clock, P. M.

Mr. Stilley offered as a substitute a resolution providing for daily sessions at 4 o'clock, P. M., in lieu of 7½ o'clock, P. M.

The substitute was adopted, and

The resolution, as amended, was adopted.

On motion of Mr. Downing,

The rules were suspended, and

A bill granting twelve thousand dollars to the University of North Carolina was taken up.

Mr. Durham moved to amend by striking out "twelve" and inserting "five."

Pending which,

On motion of Mr. Stilley,

The House then adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

The unfinished business of the morning was taken up, it being the motion to amend the bill making an appropriation to the University by striking out "twelve" and inserting "five."

Mr. Pou moved to lay the bill on the table,

And called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Clayton, Davidson, Durham, Gibson, Green, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Malone, McCanless, Morris, Nicholson, Painter, Pou, Proffitt, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—34.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Ashworth, Barnett, Blair, Bowman, Carson, Cawthorn, Downing, Ellington, Farrow, Forkner, Foster, Franklin, French, Graham, Gunter, Harris of Wake, Hayes, Hodgin, Hoffman, Humphries, Laflin, Leary, Long of Richmond, Moore of Chowan, Pearson, Peck, Proctor,

Ragland, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Stanton, Stilley, Thompson, Vest, White, Wilkie and Williamson—43.

The question recurring on the motion to amend,

Mr. Vestal moved that the bill be postponed until the bill to provide for common schools had been passed.

On this motion,

Mr. Vestal called the previous question.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative.

The question recurring on the motion to postpone,

Mr. French called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affimative were:

Messrs. Armstrong, Ashworth, Carson, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Malone, Mayo, Moore of Alamance, Morris, Nicholson, Painter, Pou, Price, Proffitt, Robbins, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—43.

Those who voted in the negative were:

Messrs. Allison, Ames, Banner, Barnett, Blair, Bowman, Cawthorn, Cherry, Downing, Ellington, Forkner, Foster, Franklin, French, Graham, Harris of Wake, Hayes, Hodgin, Hoffman, Hudgings, Laflin, Long of Richmond, McCanless, Moring, Moore of Chowan, Parker, Pearson, Peck, Proctor, Ragland, Renfrow, Reynolds, Simonds, Snipes, Stanton, Stilley, Sykes, Vest, White, Wilkie and Williamson—41.

On motion of Mr. Ellington,

The House then adjourned.

SATURDAY, March 20th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smith, of the City.

Mr. Mayo moved a reconsideration of the vote by which the University appropriation bill was postponed.

Mr. French moved that the motion be made special for Monday, at 1 o'clock,

And the motion to make special prevailed.

Mr. Gahagan introduced

A bill to authorize the Commissioners of Madison county to levy a special tax.

Laid over.

Mr. Malone introduced

A bill to allow owners of land, sold under execution, to redeem within ten years.

Referred to Judiciary Committee.

Mr. Stilley introduced

A bill to incorporate the Southern Land Company.

Laid over.

Also,

A bill concerning the University.

Referred to Committee on Education.

A bill to amend an act entitled "An act to incorporate the Trustees of the North Carolina College,"

Passed its second and third readings.

A bill to authorize the Commissioners of Sampson county to levy a special tax, was taken up; and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Cawthorn, Cherry, Clayton, Davis, Davidson, Dixon, Farrow, Ferebee, Forkner, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram,

Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Morris, Nicholson, Painter, Pearson, Proffitt, Ragland, Robbins, Reynolds, Siegrist, Smith of Alleghany, Snipes, Stanton, Stilley, Sweat, Sykes, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, and Wilson—66.

A bill to authorize the Commissioners of Wake County to levy a special tax was taken up; and the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Carson, Cawthorn, Cherry, Clayton, Downing, Durham, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Hawkins, Hayes, Hendricks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Long of Chatham, Malone, Mayo, McCanless, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Pearson, Peck, Proffitt, Ragland, Robbins, Reynolds, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Vest, Welch, White, Whitley, Williams of Sampson, and Wilson—67.

A bill to amend the charter of the Town of Statesville was taken up.

The amendments proposed by the Committee on Corporations were adopted, and the bill

Passed its final reading.

A bill to incorporate the Co-operative Fayetteville Land and Building Association was taken up.

Mr. Leary moved to amend the same by inserting the following names as incorporators, viz: "W. McL. McKay, Jas. R. Lee, John Reilly, James Boreman, Frank Wilston, Alfred Leonard, Robert Simons, Peter Lumer, Nicholas Brown."

The amendments were adopted; and

The bill, as amended,

Passed its second and third readings.

A bill to incorporate the Wake County Business Company was taken up.

Mr. Harris, of Wake, moved to amend by inserting after the word "President," in section 5, the words "Vice-President."

The amendment was adopted;

And the bill, as amended,

Passed its second and third readings.

Mr. Price introduced, by leave,

A bill to incorporate the Pine Forest Cemetery, in Wilmington.

Referred to Committee on Corporations.

A bill to incorporate the Town of Clayton was taken up.

Mr. Hinnant offered an additional section, to be entitled "section 2."

Adopted.

The bill, as amended, passed its second and third readings.

A bill to prohibit the sale of intoxicating liquors in the Town of Marion, McDowell County, was taken up.

The amendments proposed by the Committee on Corporations were adopted;

And the bill, as amended,

Passed its second and third readings.

A bill to authorize John L. Banks, of Johnston County, to collect arrears of taxes, was taken up.

Mr. Downing moved to amend by striking out the words "1866 and."

Adopted.

The bill, as amended, then passed its second and third readings.

A bill to authorize W. J. Murray, late Sheriff of Alamance, to collect arrears of taxes, was taken up; and

On motion of Mr. Hodnett,

The same was laid on the table.

A bill to authorize the Commissioners of Randolph County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Bowman, Cawthorn, Cherry, Clayton, Davidson, Durham, Ellington, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Morris, Nicholson, Painter, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sykes, Vest. Welch, White, Wilkie, Williams of Sampson, and Wilson—62.

Mr. Welch introduced, by leave,

A resolution in favor of Sheriffs, and other officers.

Laid over.

A bill to authorize the Commissioners of Northampton County to levy a special tax.

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Barnett, Bowman, Carson, Cawthorn, Cherry, Clayton, Durham, Ellington, Farrow, Ferebee, Forkner, Franklin, French, Gibson, Gilbert, Graham, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Proffitt, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Vest, Welch, White, Wilkie, Williams of Sampson, and Wilson—61.

A resolution in favor of W. G. Hix, late Sheriff of Wilkes County,

Passed its second and third readings.

A bill to authorize the Commissioners of Clay County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Clayton, Davis, Durham, Ellington, Farrow, Ferebee, Forkner, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Peck, Proffitt, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Sykes, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Sampson, Williamson and Wilson—70.

A bill to authorize the Commissioners of Iredell County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Forkner, Foster Franklin, French, Gahagan, Gibson, Graham, Green, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Proffitt, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Sampson, Wiliamson, and Wilson—71.

A bill to authorize the Commissioners of Buncombe County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Blair, Boddie, Carson, Cherry, Clayton, Davis, Davidson, Downing, Durham, Farrow, Forkner, Foster, Franklin, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Wake, Hendricks, Hicks, High, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Morris, Nicholson, Painter, Proffitt, Ragland, Renfrow, Robbins, Reynolds, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Vest, Welch, Whitley, Wilkie, Williams of Sampson, and Wilson—66.

A bill to incorporate the Independent Telegraph Company passed its second reading.

Mr. Whitley, from the Joint Select Committee appointed to investigate affairs in the office of the Public Treasurer, submitted a report.

On motion of Mr. Bowman,

The same was transmitted to the Senate, with a proposition to print four hundred copies.

A bill to incorporate the Cape Fear Agricultural Association, was taken up.

The question being on the adoption of the amendments proposed by the Committee on Agriculture, etc.,

Mr. Vestal moved to indefinitely postpone the bill.

Pending which,

A message was received from the Senate transmitting

A bill to provide for a system of Public Instruction.

Ordered printed and

Referred to Committee on Education.

A bill concerning Townships.

Referred to Committee on Counties and Townships.

A bill to punish bastardy as a misdemeanor.

Referred to Judiciary Committee.

Mr. Ames introduced

A bill to authorize the Commissioners of Lenoir County to levy a special tax.

Laid over.

The following named bills passed their second and third readings, unamended:

A bill to revive and amend the charter of the Tuckasegee and Nantihala Turnpike Company;

A bill to incorporate the Town of Boon Hill;

A bill to incorporate the Town of Burnsville;

A bill to incorporate Giblem Lodge;

A resolution in favor of Robert B. Wood;

A bill to authorize Reuben King, late Sheriff of Robeson County, to collect arrears of taxes;

A bill to incorporate the Tuckasegee Baptist High School;

A bill to incorporate the Southern Land Company;

A bill to incorporate Holly Spring Lodge;

A bill for the relief of James H. Duncan, late Sheriff of McDowell County;

A bill to establish a Public Ferry across the Northeast branch of the Cape Fear River;

A bill to prevent felling of trees in Big Hunting Creek, in Iredell County;

A bill authorizing Joseph Bason, Constantine Sellars, and others, to construct a toll bridge across Haw River, in Alamance County; and

A bill to incorporate Lenoir Lodge.

On motion of Mr. French,

The House then adjourned.

MONDAY, March 22d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Parker introduced

A resolution concerning necessary repairs at the University of the State.

Adopted, under suspension of the rules.

Mr. Morris introduced

A bill concerning the Aldermen of Newbern.

Referred to Committee on Propositions and Grievances.

Mr. Malone introduced

A bill in regard to obtaining divorces.

Referred to Judiciary Committee.

Mr. Hodgin introduced

A bill concerning the Town of Jamestown, in Guilford County.

Referred to Committee on Corporations.

Mr. Mendenhall presented

A report of survey of Townships from the Commissioners of Davidson.

Referred to Committee on Counties and Townships.

Mr. Moore, of Chowan introduced

A resolution concerning investigation of affairs of the Albemarle and Chesapeake Canal Company.

Laid over.

On motion of Mr. French,

The rules were suspended, and

A bill to incorporate the Cape Fear Agricultural Association was taken up.

By consent Mr. French withdrew the pending substitute for the bill, and offered another in lieu thereof.

The substitute was adopted, and the bill

Passed its second and third readings.

On motion of Mr. French,

The Senate bill concerning Townships was

Ordered printed and

Made Special for Wednesday at 11 o'clock.

Mr. Bowman introduced

A bill supplemental to and amendatory of an act passed at the present session of the General Assembly entitled "An act amendatory of an act to incorporate the Western North Carolina Rail Road Company," ratified February 15th, 1855, and of all other acts amendatory thereof.

Referred to Committee on Internal Improvements.

On motion of Mr. Barnett,

The rules were suspended, and

A bill to authorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry was taken up.

Mr. Welch offered to amend by inserting an additional section, to be titled "section 13."

Mr. Barnett called the previous question.

The question being,

"Shall the main question now be put?"

The question was decided in the affirmative.

The question recurring on the amendment offered by Mr. Welch,

Mr. Barnett called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Clayton, Durham, Ferebee, Gibson, Gunter, Hawkins, High, Hinnant, Hodgin, Hoffman, Humphries, Jarvis, Justus of Henderson, Kinney, Long of Chatham, Mendenhall, Moore of Alamance, Painter, Parker, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Welch, Whitley and Williams of Sampson—29.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Banner, Barnett, Blair, Car-

son, Cawthorn, Downing, Ellington, Farrow, Forkner, French, Gahagan, Gilbert, Graham, Hendricks, Hilliard, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Richmond, Malone, Mayo, Moore of Chowan, Proctor, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stevens, Stilley, Sykes, Vest, Wilkie and Wilson—41.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Blair, Carson, Cawthorn, Davis, Downing, Ellington, Farrow, Forkner, Gahagan, Gilbert, Graham, Gunter, Hayes, Hendricks, Hilliard, Hodnett, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Long of Richmond, Malone, Mayo, Moore of Chowan, Proctor, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stevens, Stilley, Sykes, Vest, White, Wilkie and Wilson—46.

Those who voted in the negative were:

Messrs. Clayton, Durham, Ferebee, French, Gibson, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodgin, Hoffman, Humphries, Jarvis, Justus of Henderson, Leary, Long of Chatham, Mendenhall, Moore of Alamance, Parker, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Welch and Whitley—26.

The hour for the first Special Order having arrived, it being

A bill to prevent the distillation of grain, the same was taken up.

Mr. Gunter offered a proviso, excepting certain Counties from the provisions of the bill.

Mr. Malone moved to lay the bill the table.

On this motion,

Mr. Hayes called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affimative were:

Messrs. Ames, Argo, Ashworth, Banner, Carson, Cawthorn,

Clayton, Durham, Ellington, Farrow, Ferebee, Forkner, Gibson, Harris of Franklin, Hawkins, Hayes, Hendricks, High, Hinnant, Hoffman, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Richmond, Malone, Moore of Alamance, Painter, Peck, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Vestal, Vest, Welch, Williams of Sampson, Williamson and Wilson—41.

Those who voted in the negative were:

Messrs. Blair, Gahagan, Gunter, Hodgin, Hodnett, Horney, Hudgings, Kinney, Long of Chatham, Mayo, Mendenhall, Morris, Parker, Proctor, Renfrow, Robbins, Reynolds, Simonds, Snipes, White and Wilkie—21.

A bill to authorize the Commissioners of Buncombe County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Downing, Durham, Ellington, Farrow, Ferebee, Forkner, French, Gahagan, Gibson, Graham, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, Mendenhall, Moore of Alamance, Morris, Painter, Peck, Proctor, Ragland, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Vest, Welch, White, Wilkie, Williams of Sampson, Williamson and Wilson —62.

A bill to authorize the Commissioners of Randolph County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Davidson, Farrow, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Hawkins, Hendricks,

Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Mendenhall, Moore of Alamance, Morris, Painter, Pearson, Peck, Proctor, Proffitt, Ragland, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Vestal, Vest, Williams of Sampson, Williamson and Wilson—65.

A bill authorizing the Commissioners of Iredell County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Bowman, Carson, Cawthorn, Cherry, Clayton, Davidson, Downing, Farrow, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Moore of Alamance, Morris, Painter, Pearson, Peck, Proffitt, Ragland, Robbins, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Vestal, Vest, Williams of Sampson, Williamson and Wilson—65.

Mr. Pou voted in the negative.

The House concurred in Senate amendments to a bill to bill to provide for the appointment of Entry Takers.

A bill to amend an act entitled "An act concerning the Register of Deeds,"

Passed its several readings.

A message was received from the Senate, transmitting for consideration of the House

A bill to renew the charter of the Richmond Manufacturing Company, and

A bill to alter the boundary between the Counties of Wilkes and Watauga.

Also a message, transmitting amendments to the bill to establish the Wilmington Water Works.

On motion, the rules were suspended, and the House concurred in the amendments.

On motion of Mr. Durham,

The rules were suspended, and

A bill to cure certain irregularities in the mode of commencing certain actions, and to amend certain sections of the Code of Civil Procedure, was taken up.

Mr. Durham moved to amend by striking out, in preamble, all after "respecting," in line 1, to the word "actions," in line 3.

Adopted.

Mr. Durham moved to amend further, by striking out all after the word "actions," section 1, line 2, down to the word "have," in line 4, and inserting the word "which" in lieu thereof.

Adopted.

Mr. Durham moved to amend further, by inserting the word "civil" before the word "actions," line 1, section 1.

Adopted.

Mr. Moore, of Chowan, moved to amend by striking out section 2.

Adopted.

Mr. Moore moved to amend further by striking out all after the word "Court," line 15, section 1.

Adopted.

Mr. Durham moved to reconsider the vote just taken.

Mr. Malone moved to lay this motion on the table,

And the motion to table prevailed.

The hour for the next Special Order having arrived, it being

The motion to reconsider the vote by which the University appropriation bill was postponed, the same was taken up.

Pending which,

On motion of Mr. Vest,

The House adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

Mr. Stevens introduced

A bill in relation to the charter of the City of Newbern.

Referred to Committee on Propositions and Grievances.

On motion of Mr. Laflin,

The rules were suspended, and

A bill to amend the charter of the Western Rail Road Company and to build a branch of said Road to the Town of Selma, in Johnston County, was taken up.

Mr. Laflin offered a substitute for the same, which, on motion, was

Ordered printed, and

Made Special for Wednesday at 12 o'clock.

Mr. Pou asked leave to record his vote in the negative on the vote by which the bill to authorize the construction of a Rail Road, etc., passed at the morning session, and Mr. Williamson asked leave to record his in the affirmative. Leave was granted as requested.

The unfinished business of the morning was taken up, it being the motion to reconsider, etc.,

Mr. Mayo called the previous question.

The question being,

"Shall the main question be now put?"

Mr. Pou called for the yeas and nays.

The call being sustained,

The previous question was ordered by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Barnett, Blair, Bowman, Cawthorn, Cherry, Downing, Forkner, Franklin, Gahagan, Gilbert, Graham, Green, Harris of Wake, Hayes, High, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney,

Laflin, Leary, Long of Chatham, Long of Richmond, Mayo, Moore of Chowan, Morris, Parker, Pearson, Peck, Price, Proctor, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stilley, Sweat, Vest, White, Wilkie, Williams of Sampson and Williamson—54.

Those who voted in the negative were:

Messrs. Armstrong, Banner, Carson, Clayton, Davis, Farrow, Gibson, Gunter, Harris of Franklin Hawkins, Hicks, Hinnant, Humphries, Jarvis, Mendenhall, Moore of Alamance, Proffitt, Siegrist, Smith of Alleghany, Smith of Wayne, Stevens, Whitley and Wilson—23.

The question then being on the motion to reconsider,

Mr. Pou called for the yeas and nays.

The call being sustained,

The vote resulted in a tie, as follows:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Barnett, Blair, Bowman, Cawthorn, Downing, Forkner, Foster, Franklin, Gahagan, Graham, Harris of Wake, Hayes, Hilliard, Hodgin, Hoffman, Horney, Hudgings, Justice of Rutherford, Kinney, Laflin, Mayo, Mendenhall, Moore of Chowan, Pearson, Peck, Price, Proctor, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stevens, Stilley, Sykes, Vest, White, Wilkie and Williamson—43.

Those who voted in the negative were:

Messrs. Armstrong, Banner, Carson, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Gilbert, Green, Gunter, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Moore of Alamance, Morris, Painter, Parker, Pou, Proffitt, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Whitley, Williams of Sampson, and Wilson—43.

The Speaker voted in the affirmative, and

The motion to reconsider prevailed.

The question recurring on the motion to postpone until the House had disposed of the Common School Bill,

Mr. Bowman moved to amend the motion by postponing till Tuesday, at 11 o'clock.

On this motion

Mr. Bowman called for the yeas and nays.

The called being sustained,

The amendment prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Barnett, Blair, Bowman, Cawthorn, Cherry, Downing, Forkner, Foster, Franklin, Gahagan, Graham, Harris of Wake, Hayes, Hodgin, Hoffman, Horney, Hudgings, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Richmond, Mayo, Moore of Chowan, Pearson, Peck, Proctor, Ragland, Rentrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stevens, Stilley, Sykes, Vest, White, Wilkie and Williamson—43.

Those who voted in the negative were:

Messrs. Armstrong, Ashworth, Banner, Carson, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Gunter, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Leary, Long of Chatham, Malone, Mendenhall, Moore of Alamance, Morris, Painter, Parker, Pou, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Whitley, Williams of Sampson and Wilson—40.

On motion of Mr. Williamson,

A bill to charter the Louisburg Branch of the Wilmington and Weldon Rail Road, was

Made Special Order for Tuesday, at 4½ o'clock.

A bill to extend the time within which certain widows may dissent from their deceased husband's wills,

Passed its second and third readings, the amendment offered by the Judiciary Committee, having been adopted.

On motion of Mr. Gahagan,

The rules were suspended, and

A bill to authorize the Commissioners of Madison County to levy a special tax, was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Davis, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Harris of Franklin, Hawkins, Hayes, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mendenhall, Moore of Alamance, Moore of Chowan, Morris, Pearson, Proctor, Proffitt, Renfrow, Robbins, Siegrist, Simonds, Smith of Allegany, Smith of Wayne, Stanton, Stevens, Stilley, Sweat, Sykes, Vest, White, Whitley, Williams of Sampson, and Wilson—62.

Mr. Siegrist introduced

A bill to authorize the Commissioners of Wilkes County to levy a special tax.

Laid over.

Mr. Ames moved to reconsider the vote by which the bill to construct a Rail Road through the Counties of Granville, Person, etc., passed its final reading.

Mr. French moved to postpone the consideration of the motion until Tuesday, at 12 o'clock.

Pending which,

On motion of Mr. Sweat,

The House adjourned.

TUESDAY, March 23d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Painter presented

A report of survey of Townships from the Commissioners of Jackson County.

Mr. Snipes, from Committee on Propositions and Grievances, reported

A bill to abolish Councilmen in the City of New Berne, favorably, and, under a suspension of the rules, the bill

Passed its several readings.

A motion to reconsider the last vote on the same was made and tabled.

The unfinished business being

A motion to postpone a motion to reconsider the vote by which a bill to construct a Rail Road through the Counties of Granville, Person, &c., &c., was passed;

Mr. Leary moved to lay the matter on the table,

And the motion to table prevailed.

The House concurred in Senate amendments to a bill to amend section 3, chapter 39, of the Revised Code, in regard to obtaining divorce;

Also to the bill concerning public roads and bridges, in the County of Robeson.

A bill regulating the payment of debts

Failed to pass its second reading.

A bill to amend title 7, section 72, of Code of Civil Procedure,

Passed its second and third readings.

The hour of the first Special Order having arrived,

On motion of Mr. Leary,

The same was postponed until 4 o'clock, P. M.

The second Special Order was,

On motion of Mr. Bowman,

Postponed until 10½ o'clock, Wednesday.

A bill making it a misdemeanor for persons to refuse to work on public roads, was taken up.

Mr. Justice, of Rutherford, moved to indefinitely postpone the same.

Mr. Hodgin moved to lay the bill on the table.

On this motion

Mr. Ferebee called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Banner, Blair, Bowman, Carson, Cawthorn, Cherry, Forkner, Gahagan, Gilbert, Green, Gunter, Harris of Franklin, Hendricks, Hodgin, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kinney, Mayo, Morris, Renfrow, Robbins, Siegrist, Simonds, Stevens, Stilley, Sweat, Vest and Wilson—31.

Those who voted in the negative were:

Messrs. Argo, Armstrong, Ashworth, Clayton, Davis, Davidson, Durham, Estes, Farrow, Ferebee, Franklin, Gibson, Graham, Hawkins, Hicks, High, Hinnant, Hodnett, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Painter, Parker, Pearson, Pou, Price, Proctor, Proffitt, Ragland, Robinson, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sykes, Vestal, Welch, White, Whitley, Wilkie, Williams of Sampson and Williamson—51.

The question recurring on the motion to indefinitely postpone,

Mr. Justice called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnes, Blair, Bowman, Carson, Cawthorn, Cherry, Downing, Forkner, Foster, Gahagan, Green, Gunter, Harris of Franklin, Hendricks, Hodgin,

Hodnett, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kinney, Laflin, Long of Richmond, Mayo, Morris, Pearson, Ragland, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Stevens, Stilley, Sweat, Vestal, Vest, Wilkie and Wilson—42.

Those who voted in the negative were:

Messrs. Argo, Armstrong, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Franklin, Gibson, Harris of Wake, Hawkins, High, Hinnant, Ingram, Kelly of Davie, Kelly of Moore, Leary, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Painter, Parker, Pou, Proctor, Proffitt, Robinson, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Welch, White, Whitley, Williams of Sampson, and Williamson—39.

A bill to cede to the United States a certain tract of land in Wake County,

Passed its several readings.

Mr. Downing introduced, by leave,

A bill making the act of going masked or disguised a felony, and obtained thereon a suspension of the rules.

Mr. Durham moved to lay the bill on the table,

And on this motion called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Hawkins, High, Jarvis, Kelly of Davie, Matheson, McMillan, Painter, Proffitt, Smith of Alleghany, Smith of Wayne, Whitley and Williams of Sampson—22.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Hayes, Hendricks, Hinnant, Hodgin, Hodnett, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Longof Ric

mond, Mayo, McCanless, Mendenhall, Moore of Chowan, Morris, Parker, Pearson, Peck, Pou, Price, Proctor, Ragland, Renfrow, Robbins, Reynolds, Siegrist, Simonds, Snipes, Stanton, Stevens, Stilley, Sweat, Vestal, Vest, White, Wilkie, Williamson and Wilson—63.

On motion of Mr. Downing,

The bill was then referred to the Judiciary Committee, with instruction to report at 10½ Wednesday morning.

A bill to fund the existing and floating debt of Craven County,

Failed to pass its second reading.

A bill to protect Sheriffs in the sale of land for the payment of taxes,

Passed its several readings.

A bill to repeal section 68, title 6, of Code of Civil Procedure,

Failed to pass its second reading.

A bill to provide for the election of Township officers, &c.,

Failed to pass its second reading.

A bill to lessen expense in taking of depositions,

Passed its several readings.

A bill to limit the rate of interest in this State was taken up.

Mr. Vest moved to amend by striking out "twenty-five" and inserting "twelve."

Mr. Hayes move to amend the amendment by striking out "twelve" and inserting "fifty."

Mr. Bowman moved to lay the bill on the table,

And on this motion called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Barnes, Blair, Bowman, Carson, Cawthorn, Farrow, Ferebee, Forkner, Foster, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodgin, Hodnett, Hudgings, Ingram, Justus of Henderson, Justice of Ruther-

ford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, Mendenhall, Moore of Alamance, Morris, Painter, Pearson, Price, Proffitt, Ragland, Robbins, Reynolds, Siegrist, Snipes, Stanton, Stevens, Sweat, Vestal, White, Wilkie, Williams of Sampson, Williamson and Wilson—57.

Those who voted in the negative were:

Messrs. Armstrong, Davis, Downing, Estes, French, Hayes, Hicks, Horney, Matheson, McCanless, Proctor, Simonds, Smith of Alleghany, Smith of Wayne, Stilley and Vest—16.

On motion of Mr. Snipes,

The House then adjourned.

EVENING SESSION.

4 o'clock, P. M.

The first Special Order was taken up, viz:

A bill to amend the charter of the Fayetteville and Florence Rail Road Company.

Mr. French moved to amend by striking out section 3,

And on this motion called for the yeas and nays.

The call being sustained,

The House refused to strike out by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Blair, French, Graham, Gunter, Ingram, Justice of Rutherford, Kinney, Laflin, Peck, Snipes and White—12.

Those who voted in the negative were:

Messrs. Argo, Armstrong, Barnett, Bowman, Carson, Cawthorn, Clayton, Davidson, Durham, Estes, Forebee, Forkner, Gahagan, Gibson, Gilbert, Green, Harris of Franklin, Haw-

kins, Hayes, Hilliard, High, Hinnant, Hodnett, Horney, Hudgings, Jarvis, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Morris, Painter, Parker, Pearson, Ragland, Robbins, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Stilley, Sykes, Vestal, Vest, Whitley, Williams of Sampson, Williamson and Wilson—55.

The bill passed its second reading.

Mr. Estes moved to amend by striking out "Warsaw," in line 4, section 2, and inserting "Magnolia."

Adopted.

Mr. French offered the following as a proviso to section 3:

"*Provided*, That the Wilmington, Charlotte and Rutherford Rail Road Company shall not give aid, by endorsement or otherwise, to said Rail Road."

The amendment was accepted.

Mr. Graham moved to amend by inserting in the proviso to section 3, the words, "nor the Western Rail Road Company."

On this motion,

Mr. Graham called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnes, Blair, Carson, Davis, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Green, Gunter, Harris of Wake, Hendricks, Hilliard, Hodnett, Horney, Hudgings, Ingram, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Pearson, Price, Proctor, Ragland, Renfrow, Robbins, Snipes, Stanton, Stevens, Stilley, Vestal, Vest and White—40.

Those who voted in the negative were:

Messrs. Armstrong, Banner, Cawthorn, Clayton, Durham, Estes, Ferebee, Gibson, Hawkins, Hayes, High, Hinnant, Jarvis, Justus of Henderson, Justice of Rutherford, Leary, Malone, Matheson, Mayo, McMillan, Mendenhall, Moore of Alamance, Morris, Painter, Parker, Smith of Alleghany, Smith

of Wayne, Sykes, Whitley, Wilkie, Williams of Sampson, Williamson and Wilson—33.

The bill then passed its final reading as amended.

The second Special Order was then taken up, it being

A bill to charter the Louisburg Branch of the Wilmington and Weldon Rail Road.

The amendments offered by the Committee on Internal Improvements were adopted.

Mr. Williamson moved to amend section 2 by inserting additional names.

Adopted.

Mr. Estes moved to insert the name of R. R. Bridgers as one of the canvassers.

Adopted.

The bill passed its second reading, as amended, by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Carson, Cawthorn, Cherry, Davis, Estes, Forkner, Foster, French, Gahagan, Gilbert, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Justice of Rutherford, Kelly of Moore, Laflin, Leary, Malone, Mayo, McMillan, Morris, Price, Proctor, Ragland, Robbins, Simonds, Stilley, Sykes, Vest, Williamson and Wilson—37.

Those who voted in the negative were:

Messrs. Ames, Blair, Clayton, Davidson, Ferebee, Gibson, Hawkins, Hinnant, Hodnett, Horney, Ingram, Kelly of Davie, Long of Chatham, Long of Richmond, Mendenhall, Painter, Parker, Pearson, Smith of Alleghany, Smith of Wayne, Stanton, Stevens, Vestal and Whitley—24.

The bill was then

Ordered printed and

Made Special Order for 4 o'clock, P. M., Wednesday.

A bill to authorize the Commissioners of Madison County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Bowman, Carson, Cawthorn, Cherry, Clayton, Davis, Davidson, Estes, Ferebee, Forkner, Foster, French, Gahagan, Gibson, Gilbert, Graham, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hinnant, Hodgin, Hodnett, Horney, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Morris, Painter, Pearson, Price, Proctor, Ragland, Renfrow, Robbins, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Stevens, Stilley, Vestal, Vest, White, Whitley, Williams of Sampson, Williamson, and Wilson—69.

Mr. Parker voted in the negative.

Mr. Ashworth introduced, by leave,

A bill to authorize the exchange of certain bonds issued during the war, for Internal Improvement purposes, for new bonds.

Ordered printed.

On motion of Mr. Ashworth,

The bill to organize a militia for the State was

Made Special Order for Friday at 11 o'clock.

On motion of Mr. Smith, of Aleghany,

The rules were suspended and

A bill to legalize interest on open accounts was taken up.

Pending which,

On motion of Mr. Estes,

The House adjourned.

WEDNESDAY, March 24th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Atkinson, of the City.

Mr. Long, of Chatham, introduced

A bill for the removal of obstructions in Haw River.

Referred to Committee on Propositions and Grievances.

Also,

A bill for the removal of obstructions in New Hope River.

Same reference.

Mr. Kinney introduced

A bill to authorize David Loftin, ex-Sheriff of Davidson County, to collect arrears of taxes for the years 1866-'67-'68.

Laid over.

Mr. Malone introduced

A bill to define the duty of the Superintendent of Public Works in certain cases, and for other purposes.

Ordered printed, and

Referred to Judiciary Committee.

On motion of Mr. French,

The first Special Order was postponed till Friday at 11 o'clock.

The unfinished business of the day previous was taken up, it being

A bill to legalize interest on open accounts.

On motion of Mr. Justice, of Rutherford,

The same was tabled.

The second Special Order was taken up, it being

A bill making the act of going masked, disguised, or with face painted, a felony.

Mr. Pou moved to amend by striking out section 3.

Mr. Downing called the previous question.

On this motion,

Mr. Durham called for the yeas and nays.

The call being sustained,

The House refused the previous question by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Blair, Carson, Carey, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, Gahagan, Gilbert, Graham, Harris of Wake, Hayes, Hendricks, Hoffman, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Mayo, Moring, Morris, Pearson, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stilley, Sweat, Sykes, Vest, White, Williamson and Wilson—46.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Barnett, Barnes, Boddie, Cawthorn, Clayton, Davidson, Durham, Farrow, Ferebee, French, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodgin, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—47.

Mr. Malone moved to amend by inserting after the word "house," in section 1, the words "and any persons who shall join any political organization of a secret character in which pretended oaths are administered."

Pending which,

A message was received from the Senate, transmitting a series of amendments to the bill to raise revenue.

Mr. French moved that the House do not concur, and

The motion prevailed.

Also a message, transmitting for consideration of the House

A bill to authorize the State to build a Rail Road from Wilmington to Plymouth, and

A bill to construct a Rail Road from Edenton to Suffolk, Virginia.

Both ordered printed and referred to Committee on Internal Improvements.

The business suspended was resumed.

The call being sustained,

The question recurred on the amendment offered by Mr. Pou.

Mr. Downing called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Boddie, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Stanton, Welch, White, Whitley, Williams of Harnett, and Williams of Sampson—43.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Blair, Bowman, Carson, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Justice of Rutherford, Kinney, Laflin, Leary, Mayo, McCanless, Moring, Morris, Pearson, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stilley, Sykes, Vestal, Vest, Wilkie, Williamson and Wilson—50.

The question recurring on the amendment offered by Mr. Malone, the same was

Rejected.

The bill then passed its second reading by the following vote—the yeas and nays having been ordered:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon,

Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Mayo, McCanless, Moring, Morris, Pearson, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stevens, Stilley, Sykes, Vest, Wilkie, Williamson and Wilson—55.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Hawkins, Hicks, High, Hodnett, Humphries, Jarvis, Kelly of Davie, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Stanton, Welch, Whitley, Williams of Harnett and Williams of Sampson—37.

Mr. Downing moved to suspend the rules to put the bill on its third passage.

On this motion,

Mr. Estes called for the yeas and nays.

The call being sustained,

The rules were not suspended, a two-third vote being required:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Blair, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hendricks, Hodgin, Horney, Hudgings, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Mayo, McCanless, Moring, Morris, Pearson, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Vestal, Vest, White, Wilkie, Williamson and Wilson—61.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Clayton, Davis,

Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hicks, High, Hinnant, Hodnett, Humphries, Kelly of Davie, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Welch, Whitley, Williams of Harnett and Williams of Sampson—37.

Mr. Foster introduced, by leave,

A bill to incorporate the North Carolina Planters' Mutual Insurance and Loan Company.

Referred to Committee on Corporations.

Mr. Stilley introduced

A bill to provide a salary for the Governor and for the Public Treasurer.

Laid over.

On motion of Mr. Hayes,

The House then adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

Mr. Stevens introduced

A bill to empower Arthur Gaskins to re-open his ferry from Wiggins' Creek to Newbern.

Referred to Committee on Propositions and Grievances.

Mr. Hicks introduced

A bill to amend an act entitled "An act to incorporate the Cheoiah Turnpike Company."

Referred to Committee on Corporations.

The Special Order was taken up, it being

A Bill to charter the Louisburg Branch of the Wilmington and Weldon Rail Road Company.

Mr. Welch offered an additional section to the bill providing for a submission of the provisions of the bill to a vote of the people.

The yeas and nays being called and ordered thereon,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Barnes, Davidson, Durham, Ferebee, Gibson, Grier, Gunter, Hawkins, Hinnant, Hodgin, Hodnett, Ingram, Jarvis, Long of Chatham, Malone, Mendenhall, Moore of Alamance, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Welch, Whitley, Williams of Harnett, Williams of Sampson and Wilson—33.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Barnett, Boddie, Carson, Carey, Cawthorn, Clayton, Dixon, Estes, Farrow, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of Franklin, Harris of Wake, Hayes, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Mayo, McMillan, Moring, Morris, Peck, Ragland, Robbins, Reynolds, Simonds, Stevens, Stilley, Sykes, Vest, White and Williamson—43.

Mr. Malone moved to amend by striking out, in line 2, section 5, the words "and money."

Adopted.

Mr. Malone moved to amend by striking out, in section 7, lines 7 and 8, the words "completion of twenty miles of the Road," and inserting the words "issue of the bonds."

Adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Banner, Barnett, Boddie, Carson, Carey, Cawthorn, Cherry, Davis, Dixon, Estes, Farrow, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of

Franklin, Harris of Wake, Hayes, Hudgings, Justus of Henderson, Kinney, Laflin, Leary, Mayo, McMillan, Moring, Morris, Peck, Price, Renfrow, Robbins, Simonds, Stilley, Sykes, Vest, White, Wilkie, Williamson and Wilson—43.

Those who voted in the negative were:

Messrs. Allison, Ashworth, Clayton, Durham, Ferebee, Gibson, Gunter, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Long of Chatham, Malone, Mendenhall, Moore of Alamance, Painter, Pou, Robinson, Smith of Alleghany, Snipes, Sweat, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—33.

Mr. Laflin, from the Committee on Internal Improvements, reported

A bill authorizing the State to build a Rail Road from the City of Wilmington to Plymouth, favorably, with amendments;

A bill to construct a Rail Road from Edenton to Suffolk, Virginia, favorably;

A bill to authorize the construction of a Rail Coad through the Counties of Nash or Wilson, Johnston, Harnett, Cumberland and Robeson, favorably, with amendments, and

A bill to incorporate the Charlotte Rail Road Company, unfovorably.

On motion of Mr. Laflin,

The bills were then made Special for Friday at 11 o'clock, in the order in which they were reported back.

The second Special Order was then taken up, it being

A bill providing a salary for the Governor and for the Public Treasurer.

Mr. Pou moved to strike out "five thousand," and insert in lieu thereof "three thousand," and to strike out "three thousand five hundred" and insert "two thousand."

Mr. Ingram moved to amend the amendment by striking out "three thousand" and inserting "four thousand," and by striking out "two thousand" and insert "three thousand."

A division of the question was called for.

The question being on the motion to strike out "five thousand,"

The yeas and nays were called and ordered, and

The vote resulted as follows:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Davis, Davidson, Durham, Farrow, Ferebee, French, Gibson, Green, Grier, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Painter, Pearson, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Welch, Whitley and Williams of Sampson—49.

Those who voted in the negative were:

Messrs. Ames, Barnett, Carey, Cawthorn, Cherry, Clayton, Crawford, Dixon, Estes, Forkner, Foster, Franklin, Gahagan, Graham, Harris of Wake, Hayes, Horney, Justice of Rutherford, Kinney, Laflin, Leary, Mayo, McCanless, Morris, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stevens, Stilley, Sykes, Vest, White, Wilkie, Williamson and Wilson—39.

Mr. French moved to reconsider the vote just taken, and moved to make consideration of the motion to reconsider Special for Thursday at 11 o'clock.

Mr. Harris, of Wake, moved to adjourn.

On this motion,

Mr. Malone called for the yeas and nays.

The call being sustained,

The House refused to adjourn by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Carey, Cawthorn, Clayton, Crawford, Dixon, Forkner, Franklin, Harris of Wake, Hayes, Justice of Rutherford, Kelly of Moore, Laflin, Mayo, Peck, Price, Renfrow, Robbins, Reynolds, Sykes, Vest and Williamson—22.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Cherry, Davis, Davidson, Estes, Farrow, Ferebee, French, Gahagan, Gibson, Green, Grier, Gunter, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Horney, Humphries, Ingram, Kelly of Davie, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Morris, Painter, Pearson, Pou, Ragland, Robinson, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Welch, White, Whitley, Williams of Harnett, Williams of Sampson, and Wilson—61.

The question recurring on the motion to postpone,

Mr. Pou called far the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Barnett, Carey, Cawthorn, Cherry, Clayton, Crawford, Dixon, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of Wake, Hayes, Horney, Kinney, Laflin, Leary, Mayo, McCanless, Morris, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stevens, Stilley, Vest, White and Williamson—36.

Tho who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Davis, Davidson, Farrow, Ferebee, Gibson, Green, Gunter, Hawkins, Hendricks, Hicks, High, Hinnant, Hodnett, Humphries, Ingram, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moring, Moore of Alamance, Painter, Pearson, Pou, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Vestal, Welch, Whitley, Williams of Harnett, Williamsof Sampson and Wilson—46.

Mr. Laflin moved to adjourn.

On this motion,

Mr. Malone called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Carey, Clayton, Dixon, Farrow, Forkner, Franklin, French, Graham, Harris of Wake, Hayes, Laflin, Mayo, McCanless, Renfrow, Robbins, Simonds, Stevens, Vest and Williamson—19.

Those who voted in the negative:

Messrs. Allison, Armstrong, Ashworth, Banner, Blair, Boddie, Carson, Cawthorn, Davis, Davidson, Estes, Gibson, Green, Gunter, Hawkins, Hendricks, Hicks, High, Hinnant, Hodgin, Hodnett, Horney, Humphries, Ingram, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Morris, Painter, Pearson, Pou, Reynolds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Welch, Whitley, Williams of Harnett, Williams of Sampson, and Wilson—51.

The question recurring on the motion to reconsider,

Mr. French withdrew the motion.

On motion of Mr. Estes,

The House then adjourned.

THURSDAY, March 25th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Hayes presented

A memorial from a portion of the citizens of Halifax County in relation to fence laws.

Referred to Committee on Propositions and Grievances.

Mr. Moore, of Chowan, introduced

A bill to levy a special tax in Chowan County.

Laid over.

Mr. McMillan introduced

A bill to levy a special tax in Duplin County.

Laid over.

A message was received with information that the Senate refused to recede from its amendments to the bill to raise revenue, and asking a committee of conference, to consist of three on the part of the Senate, and five on the part of the House, and announcing the names of Senators Winstead, Osborne and Barnes as the Senate branch of the Committee.

On motion of Mr. French,

The House concurred in the proposition to raise a Committee of Conference, and

The Speaker appointed Messrs. Estes, French, Barnett, Durham and Argo on the part of the House.

Also,

A message transmitting amendments to the bill to amend an act entitled "An act to incorporate the Plaster Banks and Salt Works Rail Road Company."

The House concurred.

Also,

A message transmitting for consideration of the House,

A bill to incorporate the New Hanover Laborers' and Farmers' Association;

A bill to incorporate the "Old North State" Insurance Company;

A bill to charter the Central Rail Road of North Carolina;

A bill to incorporate the Pineville Water Power and Manufacturing Company, and

A bill relative to the Western Turnpike Road.

The bill concerning salaries of the Governor and Public Treasurer was then taken up.

Mr. Estes moved to amend by making the salary of the Governor $4,000, and allowing $1,000 for rent.

Mr. Durham moved to amend the amendment by striking out the $1,000.

On this motion

Mr. Estes called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Clayton, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Gunter, Harris, of Franklin, Hawkins, Hendricks, Hicks, Hodgin, Hodnett, Humphries, Jarvis, Kelly of Davie, Long of Chatham, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Welch, Whitley, Williams of Harnett, and Williams of Sampson—43.

Those who voted in the negative were:

Messrs. Ames, Barnett, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Franklin, French, Gahagan, Graham, Harris of Wake, Hayes, Hinnant, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Mayo, McCanless, Mendenhall, Moring, Morris, Pearson, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stevens, Stilley, Sykes, Vest, White, Wilkie, Williamson and Wilson—51.

The amendment offered by Mr. Estes was then adopted.

The question then recurring on Mr. Ingram's amendment, making the salary of the Treasurer $3,000,

The same was adopted.

The bill, as amended,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Banner, Barnett, Bowman, Carson, Carey, Cawthorn, Cherry, Clayton, Dixon, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris

of Wake, Hayes, Hilliard, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Richmond, Mayo, McCanless, Mendenhall, Moring, Morris, Pearson, Price, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stevens, Stilley, Sykes, Vest, White, Wilkie, Wiliamson and Wilson—51.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Blair, Boddie, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Humphries, Jarvis, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Welch, Whitley, Williams of Harnett, and Williams of Sampson—42.

On motion of Mr. French,

The rules were suspended and the bill placed on its final reading.

Mr. Blair called for the yeas and nays.

The call being sustained,

The bill passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Banner, Barnett, Barnes, Bowman, Carson, Carey, Cawthorn, Cherry, Clayton, Dixon, Downing, Ellington, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of Wake, Hayes, Hilliard, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Richmond, Mayo, McCanless, Moring, Morris, Pearson, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Snipes, Stanton, Stevens, Stilley, Sykes, Vest, White, Wilkie, Williamson and Wilson—52.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Ashworth, Blair, Boddie, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Gunter, Harris, of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Humphries, Jarvis, Kelly of Davie, Leary,

Long of Chatham, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Welch, Whitley, Williams of Harnett, and Williams of Sampson—43.

Mr. Seymour introduced

A resolution concerning the Executive Mansion.

Referred to Committee on Public Buildings, &c.

On motion of Mr. Downing,

The rules were suspended and

The bill to make the act of going masked, disguised, or with face painted, a felony, was taken up.

Mr. Bowman moved to amend section 3, by striking out all after words, "so to do," and inserting in lieu thereof, "and do not immediately surrender themselves, any citizen of the State may capture, arrest and bring them or him to justice and in case of flight or resistance, after being called on and warned to surrender, may slay them, or any one of them, without accusation or impeachment of any crime."

Adopted.

Mr. Malone moved to amend by inserting in section 1, after the word "house," the words "with intent to commit any crime."

The yeas and nays being called and ordered,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Boddie, Clayton, Davis, Davidson, Durham, Ellington, Farrow, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hicks, Hodnett, Humphries, Jarvis, Kelly of Davie, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Robinson, Smith of Alleghany, Smith of Wayne, Thompson, Welch, Whitley, Williams of Harnett, and Williams of Sampson—35.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Barnes, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes,

Forkner, Foster, Franklin, French, Gahagan, Graham, Gunter, Harris of Wake, Hayes, Hendricks, Hilliard, Hodgin, Horney, Hudgings, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Mayo, McCanless, Moring, Morris, Pearson, Pou, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stanton, Stevens, Stilley, Sweat, Vestal, Vest, Wilkie, Williamson and Wilson—52.

The question recurring on the passage of the bill on its third reading,

Mr. Durham called for the yeas and nays.

The call being sustained,

The bill passed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Banner, Barnett, Barnes, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Graham, Harris of Wake, Hayes, Hendricks, Hilliard, Hodgin, Horney, Hudgings, Justice of Rutherford, Kelly of Moore, Kinney, Mayo, McCanless, Moring, Morris, Pearson, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Simonds, Stevens, Stilley, Sweat, Vestal, Vest, White, Wilkie, Williamson and and Wilson—51.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton, Davis, Davidson, Durham, Ellington, Farrow, Ferebee, Gibson, Green, Grier, Harris of Franklin, Hawkins, Hicks, Hodnett, Humphries, Ingram, Jarvis, Kelly of Davie, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Welch, Whitley, Williams of Harnett, and Williams of Sampson—37.

Mr. Ames moved to reconsider the vote just taken.

Mr. French moved to lay the motion on the table, and

The motion to table prevailed.

The Special Order for the hour was taken up, it being

The bill concerning proceedings in criminal cases, and the same

Passed its second and third readings.

A bill to amend chapter 40 of the Revised Code, was taken up.

Mr. Stilley offered additional sections thereto, to be entitled sections 15, 16, 17 and 18.

Adopted.

The bill passed its second reading as amended.

A bill to amend sections 73, 76 and 77, of the Code of Civil Procedure was taken up.

On motion of Mr. Malone,

The same was tabled.

A bill concerning the estates of insolvent and imprisoned debtors was taken up, and the same

Passed its several readings.

A bill concerning entry takers was taken up, and the same, being slightly amended,

Passed its several readings.

On motion of Mr. Hayes,

The House then adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

On motion of Mr. McMillan,

A bill concerning inspectors for the City of Wilmington was

Made Special for Friday at 4 o'clock.

A bill in relation to punishment;

A bill in relation to proceedings in contempt;

A bill to establish the days and places for selling real property under execution, and

A bill concerning guardian and ward, being severally slightly amended,

Passed their second and third readings.

On motion of Mr. Vest,

The House then adjourned.

FRIDAY, March 26th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Stilley, from the Committee on Education, reported

A bill to provide for a system of public instruction, favorably, with amendments.

The same was made Special for Monday next at 11 o'clock.

Mr. Estes, from the Committee of Conference on Senate amendments to the bill to raise revenue, submitted the following report:

"In section 15, insert "ten per cent" in lieu of "twenty-five per cent.;" insert "five per cent," in lieu of "ten per cent." and insert "two-and-a-half per cent." in lieu of "five per cent."

Strike out section 14.

In section 16, insert "one-fifth of one per cent." in lieu of "one per cent." and insert "ten dollars" in lieu of "five dollars."

Retain section 26.

Insert a new section, to be titled "section 25," as follows: "Section 25. That every commission merchant shall pay a tax of one-fourth of one per cent. on his sales as commission merchant."

With the exceptions specified, the Committee recommend the adoption of the Senate amendments."

The report was subsequently adopted, on motion of Mr. Estes, and

A message was sent to the Senate asking the concurrence of that body.

Mr. Barnett introduced

A bill to levy a special tax for the County of Person.

Laid over.

Mr. Kinney introduced

A bill to prevent the sale of spirituous liquors within two miles or less of the Silver Valley and Davidson Copper Mines.

Laid over.

Mr. Peck introduced

A bill to authorize the construction of a Rail Road from the Town of Williamston to the Town of Plymouth.

Referred to Committee on Internal Improvements.

Mr. Smith, of Wayne, introduced

A bill to incorporate the Town of Pikeville in Wayne County.

Laid over.

Mr. Stevens introduced

A bill regulating fares on certain Rail Roads.

Laid over.

Mr. Laflin, from the Committee on Internal Improvements, reported

A bill supplemental to and amendatory of an act passed at the present session of the General Assembly entitled "An act amendatory of an act to incorporate the Western North Carolina Rail Road Company," &c., favorably.

On motion of Mr. Ingram,

The rules were suspended, and

A bill to authorize the Board of Education to sell certain stock was taken up, and the same

Passed its several readings.

On motion of Mr. Vest,

The rules were suspended, and

A bill to furnish County Commissioners with printed copies of the Code of Civil Procedure was taken up.

Mr. Vest offered a substitute for the same, which was adopted,

And the bill passed its several readings.

Mr. Harris, of Wake, introduced

A bill to amend chapter 26, of Revised Code.

Laid over.

Mr. Estes introduced

A bill in aid of the Watson Parochial School Fund.

Referred to the Committee on Claims.

On motion of Mr. McMillan,

The rules were suspended, and

A bill to authorize the Commissioners of Duplin County to levy a special tax was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Cherry, Clayton, Crawford, Davidson, Dixon, Downing, Farrow, Ferebee, Forkner, French, Gahagan, Gibson, Graham, Green, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, Hilliard, Hinnant, Hodgin, Hodnett, Horney, Hudgings, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Price, Robbins, Robinson, Reynolds, Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White, Whitley, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—86.

On motion of Mr. Pou,

The rules were suspended, and

A bill to protect the State against fraudulent sale of property for the use of a Penitentiary was taken up.

Mr. Pou moved to amend by striking out the preamble and changing the title of the bill to the following: "A bill to declare the State not liable on certain bonds issued without authority of law."

Mr. Estes moved to amend the amendments by retaining all except the second clause of the preamble.

The amendment was adopted, and

The amendment as amended was adopted.

The question being on the passage of the bill on its second reading,

Mr. Durham called for the yeas and nays.

The call being sustained,

The bill passed its second reading by the following vote:

Those who voted in the affimative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Clayton, Davis, Davidson, Dixon, Durham, Estes, Farrow, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Green, Grier, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moring, Moore of Chowan, Morrill, Nicholson, Painter, Pearson, Peck, Pou, Ragland, Robbins, Robinson, Reynolds, Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Sykes, Thompson, Vestal, Vest, Welch, Whitley, Williams of Harnett, Williams of Sampson, Williamson and Wilson—79.

Those who voted in the negative were:

Messrs. Crawford, Downing, Hayes, Justice of Rutherford, Laflin and Mayo—6.

Mr. Pou moved to strike out all of the preamble.

On this motion,

Mr. Harris, of Wake, called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Davidson, Dixon, Downing, Estes, Forkner, Foster, French, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hilliard, Hodgin, Hodnett, Horney, Hudgings, Justice of Rutherford, Kinney, Laflin, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Peck, Pou, Robbins, Reynolds, Simonds, Snipes, Stilley, Sweat, Vest, White, Whitley, Wilkie, Williams of Sampson, Williamson, Wilson and Wiswall—53.

Those who voted in the negative were:

Messrs. Allison, Banner, Barnes, Clayton, Davis, Durham, Farrow, Ferebee, Gibson, Grier, Hawkins, Hinnant, Humphries, Ingram, Kelly of Davie, Kelly of Moore, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Welch and Williams of Harnett—29.

On motion of Mr. Ashworth,

The militia bill was made Special for Tuesday next at 11 o'clock.

The hour for the Special Order having arrived, it being

A bill to authorize the construction of a Rail Road from the Town of Plymouth to the City of Wilmington, the same was taken up.

The question being on the amendment offered to section 1, viz: to insert the word "by" after the word "Wilmington," and to strike out the word "direct" and insert the word "practicable," in line 4, and to insert after the word "route," in same line, the words "through the Counties of Pitt, Green, Lenoir, Jones, Duplin and Onslow,"

Mr. Wilkie called for the yeas and nays.

The call being sustained,

The amendments were adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Blair, Carson, Carey, Clayton, Davidson, Dixon, Durham, Ellington, Estes, Farrow, Foster, French, Gahagan, Gibson, Grier, Gunter, Hawkins, Hendricks, Hilliard, Hodnett, Kelly of Davie, Laflin, Leary, Long of Richmond, Matheson, McCanless, McMillan, Moore of Alamance, Pearson, Peck, Renfrow, Simonds, Stilley, Sykes, Vest, White, Whitley and Williamson—43.

Those who voted in the negative were:

Messrs. Banner, Barnes, Cherry, Forkner, Hinnant, Hodgin, Horney, Jarvis, Kelly of Moore, Long of Chatham, Mayo, Mendenhall, Morrill, Morris, Painter, Robbins, Shaver, Smith of Alleghany, Snipes, Stevens, Thompson, Welch, Wilkie, Williams of Harnett, Williams of Sampson, and Wilson—26.

The other amendments proposed by the Committee were then adopted.

Mr. McMillan offered a proviso to section 10, as follows: "*Provided*, That one-third of the appropriation in this bill shall be expended upon that portion of the road South of the Atlantic and North Carolina Rail Road, commencing at Wilmington.

Adopted.

Mr. Welch offered an additional section to the bill, providing that the provisions of the act should not take effect until the subject had been submitted to and approved by a vote of the people.

On the adoption of the amendment Mr. Welch called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Barnes, Boddie, Cawthorn, Farrow, Ferebee, Gibson, Grier, Hawkins, Hinnant, Hodgin, Hodnett, Horney, Kelly of Moore, Long of Chatham, Mendenhall, Moore of Alamance, Nicholson, Painter, Pearson, Pou,

Robinson, Smith of Alleghany, Sweat, Vestal, Welch, Whitley, Williams of Harnett and Williams of Sampson—30.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Barnett, Blair, Carson, Carey, Cherry, Clayton, Crawford, Dixon, Downing, Ellington, Estes, Forkner, Foster, French, Gahagan, Harris of Franklin, Hayes, Hilliard, Humphries, Hudgings, Justice of Rutherford, Kinney, Laflin, Leary, Long of Richmond, Mayo, McMillan, Moore of Chowan, Morris, Peck, Ragland, Renfrow, Robbins, Reynolds, Simonds, Smith of Wayne, Snipes, Stevens, Stilley, Sykes, Thompson, Vest, White, Wilkie, Williamson and Wilson—48.

The question then being on the passage of the bill on its second reading the bill

Failed to pass by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Barnett, Carson, Carey, Cherry, Crawford, Davis, Dixon, Downing, Ellington, Forkner, Foster, Gahagan, Graham, Green, Harris of Franklin, Hayes, Hilliard, Laflin, Malone, Mayo, McMillan, Moore of Chowan, Morris, Peck, Ragland, Renfrow, Simonds, Snipes, Stilley, Sykes, Thompson, Vest, White and Williamson—36.

Those who voted in the negative were:

Messrs. Allison, Ashworth, Boddie, Cawthorn, Clayton, Davidson, Estes. Farrow, Ferebee, French, Gibson, Grier, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Mendenhall, Moore of Alamance, Nicholson, Pearson, Pou, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Welch, Whitley, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—41.

Mr. French moved to reconsider the vote just taken and to make the motion to reconsider Special for Monday at 11 o'clock.

The motion did not prevail.

On motion of Mr. Clayton,

The House adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

On motion of Mr. French,
The roll was ordered called.
Fifty-three members answered to their names.
On motion of Mr. Durham
The House then adjourned.

SATURDAY, March 27th, 1869.

The House met pursuant to adjournment.
Prayer by the Rev. Mr. Long, of the Senate.
Mr. Matheson, from the Committee on Corporation, reported
A bill to incorporate the Cheoiah Turnpike Company, favorably.
Mr. Leary, from same Committee, reported
A bill to incorporate the Phoenix Transportation Company, favorably.
Mr. French introduced
A bill to incorporate the People's Gas Light Company.
Laid over.
Mr. Justice, of Henderson, introduced
A bill to authorize the Commissioners of Henderson County to levy a special tax.
Laid over.
Mr. Price introduced
A bill to incorporate the Wilmington Land and Building Association.
Referred to Committee on Corporations.

A bill to authorize the construction of a Rail Road from the Town of Plymouth to the City of Wilmington, came up as unfinished business.

Mr. Mayo moved to reconsider the vote by which the motion to reconsider the vote rejecting the bill was lost.

Mr. Pou moved to postpone the consideration of the motion until Monday next at 12 o'clock.

Lost.

Mr. Smith, of Alleghany, moved to lay the whole matter on the table.

Lost.

The question recurred on the motion to reconsider the vote by which the motion to reconsider was lost.

The motion prevailed.

Mr. French moved to postpone the motion to reconsider until Monday next at 12 o'clock.

The motion prevailed.

Mr. Pou introduced

A bill to repeal an act entitled "An act to authorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry."

Referred to Committee on Corporations.

Mr. French introduced

A bill supplemental to an act entitled "An act to incorporate the Wilmington Water Works Company."

Passed its several readings under suspension of the rules.

Also,

A bill to authorize the Commissioners of New Hanover County to levy a special tax.

Laid over.

A bill to consolidate and amend the several acts relating to the incorporation of the Town of Salisbury,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Barnett, Barnes, Blair, Carson, Carey, Dixon, Forkner, Foster, Franklin, French, Gahagan,

Graham, Gunter, Harris of Wake, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Long of Richmond, McCanless, Mendenhall, Pearson, Reynolds, Simonds, Snipes, Stevens, Stilley, Sykes, Vest, White, Wilkie and Wilson—37.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Boddie, Clayton, Davis, Davidson, Durham, Farrow, Ferebee, Gibson, Green, Grier, Hawkins, Hinnant, Humphries, Kelly of Davie, Laflin, McMillan, Moore of Chowan, Nicholson, Painter, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Welch, Williams of Harnett, and Williams of Sampson—29.

A bill to authorize the Commissioners of Duplin County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Barnett, Barnes, Blair, Boddie, Carson, Cherry, Clayton, Davis, Davidson, Dixon, Downing, Durham, Farrow, Ferebee, Forkner, Foster, Gahagan, Gibson, Graham, Green, Grier, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Hodgin, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Richmond, Matheson, McCanless, McMillan, Mendenhall, Moore of Chowan, Nicholson, Painter, Price, Robinson, Reynolds, Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Sykes, Thompson, Vestal, Vest, Welch, White, Williams of Harnett, Williams of Sampson, and Wilson—67.

Mr. Pearson voted in the negative.

A bill concerning Jamestown, in Guilford County,

Passed second and third readings.

A bill for the relief of James D. Todd,

Passed second and third readings.

A bill to incorporate the Phoenix Transportation Company,

Passed second and third readings.

A bill to incorporate the Old North State Insurance Company was taken up.

Mr. Moore, of Chowan, moved to amend by striking out section 10,

And on this motion called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Barnes, Bowman, Carson, Carey, Cawthorn, Cherry, Clayton, Gahagan, Gibson, Gilbert, Graham, Green, Harris of Franklin, Hendricks, Hicks, Hodgin, Hodnett, Humphries, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Long of Richmond, McCanless, Moore of Chowan, Morris, Pearson, Ragland, Reynolds, Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Sweat, Sykes, White, Williams of Harnett, and Wilson—41.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Banner, Blair, Dixon, Downing, Durham, Estes, Forkner, Grier, Gunter, Hayes, Horney, Hudgings, Ingram, Jarvis, Kelly of Davie, Kinney, Laflin, Leary, Mayo, Mendenhall, Morrill, Price, Robbins, Thompson, Vestal, Vest, Welch and Williams of Sampson—30.

Mr. Bowman moved to amend section 2, by striking out the word "perpetual," and inserting after the word "succession," the words "for ninety-nine years."

Adopted.

The bill, as amended, then

Passed its several readings.

A message was received from the Senate with information that that body had adopted the report of the Committee of Conference on the bill to raise revenue.

Also,

A message transmitting for consideration of the House, a substitute for the bill concerning the weighing of Rosin at the port of Wilmington.

The House concurred in the passage of the same.

A message was received from the Senate transmitting amendments to the bill to cure certain irregularities in the mode of commencing certain actions, etc.

Referred to Judiciary Committee.

Also, a message transmitting amendments to the bill to amend an act entitled "The Code of Civil Procedure."

The amendments were concurred in.

Also, a message transmitting for consideration of the House,

A resolution to adjourn *sine die* on the 12th day of April, and

A resolution on the Albemarle and Chesapeake Canal.

On motion of Mr. Bowman,

The rules were suspended, and the resolution concerning adjournment was taken up and

The same was adopted.

Mr. Bowman moved to reconsider the vote just taken.

On motion of Mr. Ingram,

The motion to reconsider was laid on the table.

A bill supplemental to and amendatory of an act passed at the present session of the General Assembly, entitled "An act to incorporate the Western North Carolina Rail Road Company."

Passed its second and third readings.

A bill to authorize the Commissioners of Chowan County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Clayton, Davis, Davidson, Ferebee, Foster, French, Gahagan, Gibson, Gilbert, Graham, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hicks, Hodnett, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Richmond, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Morris, Nicholson, Painter, Robbins, Reynolds,

Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Vestal, Vest, Welch, White, Williams of Sampson, and Wilson—64.

Mr. Price voted in the negative.

A bill to authorize the Commissioners of Wilkes County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Cawthorn, Clayton, Crawford, Davis, Davidson, Downing, Ferebee, Foster, French, Gahagan, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Matheson, Mayo, McCanless, McMillan, Mendenhall, Nicholson, Painter, Price, Robbins, Reynolds, Shaver, Simonds, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Thompson, Vestal, Welch, White, Williams of Sampson, and Wilson—63.

Mr. Price voted in the negative.

A bill to renew the charter of the Richmond Manufacturing Company,

Passed its several readings.

A bill to amend chapter 40 of the Revised Code,

Passed its final reading.

Mr. Moore, of Chowan, introduced

A bill in relation to deeds executed by corporations.

Referred to Judiciary Committee.

A bill to authorize the Commissioners of Lenoir County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cherry, Clayton, Davis, Dixon, Downing, Ellington, Estes, Farrow, Ferebee, Forkner, Foster, Franklin, French, Gahagan, Gibson, Gilbert,

Graham, Green, Grier, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hicks, Hilliard, Hodgin, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Morris, Painter, Price, Ragland, Robbins, Robinson, Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Vestal, Vest, Williams of Harnett, Williams of Sampson and Wilson—70.

A bill to authorize David Loftin, ex-Sheriff of Davidson County, to collect arrears of taxes,

Passed its second and third readings.

A bill to incorporate the North Carolina Planter's Mutual Insurance Company was taken up.

Pending which,

On motion of Mr. Vestal,

The House adjourned.

MONDAY, March 29th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Whitson, of the City.

Mr. Ragland introduced

A resolution to prevent the introduction of any bill for the formation of any new Counties this session,

And obtained thereon a suspension of the rules.

Mr. Hodgin moved to lay the resolution on the table.

On this motion

Mr. Allison called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Blair, Forkner, French, Gahagan, Graham, Hayes, Hilliard, Hodgin, Horney, Justice of Rutherford, Morrill, Robbins, Snipes, Stevens, Stilley and Vest—17.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Bowman, Carson, Cawthorn, Clayton, Durham, Estes, Farrow, Ferebee, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, Hodnett, Humphries, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kinney, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Ragland, Renfrow, Robinson, Reynolds, Shaver, Simonds, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Welch, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—51.

The resolution was then adopted.

Mr. Shaver introduced

A resolution requesting the Penitentiary Committee to visit the Town of Salisbury.

Laid over.

Mr. Estes introduced

A bill authorizing the Governor to employ counsel in the Supreme Court.

Referred to the Judiciary Committee.

A message was received from the Senate transmitting amendments to

A bill to incorporate East Bend Lodge; also, to a bill to prevent obstruction to the passage of fish up Little River.

The House concurred.

Also, a message transmitting for consideration of the House.

A bill to charter the Bank of Cumberland.

Referred to Committee on Corporations.

A bill to amend chapter 2, section 5, of an act entitled "An act concerning the government of Counties;

A bill to confer powers upon the Commissioners of Counties;

A bill authorizing the appointment of municipal officers for the Town of Rocky Mount.

Mr. Humphries introduced

A bill to incorporate the Norfolk and Currituck Rail Road Company.

Referred to Committee on Internal Improvements.

A Senate bill supplemental to an act to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company was taken up, under suspension of the rules.

The bill passed its second reading.

On the third reading of the bill

Mr. French called for the yeas and nays.

The call being sustained,

The bill passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnes, Bowman, Carson, Crawford, Dixon, Downing, Durham, Estes, Farrow, Forkner, Foster, French, Gahagan, Green, Grier, Gunter, Harris of Franklin, Hayes, Hendricks, Hilliard, Horney, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Laflin, Leary, Long of Richmond, Malone, McMillan, Moore of Alamance, Moore of Chowan, Morrill, Painter, Price, Ragland, Robbins, Smith of Wayne, Snipes, Stilley, Thompson, Vestal, Vest, White, and Wiswall—50.

Those who voted in the negative were:

Messrs. Blair, Boddie, Cawthorn, Clayton, Gibson, Graham, Hawkins, Hinnant, Hodnett, Hudgings, Justus of Henderson, Renfrow, Robinson, Reynolds, Seymour, Shaver, Simonds, Williams of Harnett, Williams of Sampson, and Wilson—20.

Mr. Leary moved to reconsider the vote just taken.

Mr. French moved to lay this motion on the table,

And the motion to table prevailed.

The hour for the Special Order having arrived, it being

A bill to provide for a system of public instruction, the same was taken up.

The question being on the amendment offered by the Com-

mittee on Education, the same was taken under consideration, as follows:

In section 2, line 2, strike out the word "Commons," and insert "Public."

Adopted.

In same section, line 4, strike out the words "and of the United States."

Mr. Downing moved to amend the amendment by striking out "and" and inserting the word "or."

Adopted.

The question recurring on the amendment as amended, the same was lost.

The section, as amended, was then adopted.

In section 3, line 2, insert after the word "pursued," the words "and recommend."

On the adoption of this amendment

Mr. Bowman called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Durham, Ferebee, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justice of Henderson, Justus of Rutherford, Kelly of Davie, Long of Richmond, Matheson, McCanless, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Welch, Williams of Harnett, and Williams of Sampson—44.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Blair, Carey, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Harris of Wake, Hayes, Horney, Hudgings, Kinney, Laflin, Leary, Mayo, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Peck, Price, Renfrow, Robbins, Reynolds, Seymour Simonds, Snipes, Stevens,

Sweat, Sykes, Vest, Wilkie, Wilson and Wiswall—46.

Mr. Moore, of Chowan, moved to amend same section by inserting after the word "State," line 4, the words: "*Provided*, That no sectarian or political text books shall be used."

Adopted.

The Committee recommend to strike out section 4.

Mr. Bowman called for the yeas and nays.

The call being sustained,

The House refused to strike out by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Durham, Farrow, Ferebee, Gibson, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Welch, Williams of Harnett, and Williams of Sampson—43.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Banner, Blair, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, Franklin, French, Gahagan, Gilbert, Graham, Harris of Wake, Hayes, Hicks, Hodgin, Horney, Hudgings, Laflin, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Pou, Price, Renfrow, Robbins, Reynolds, Seymour, Simonds, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Vest, Wilson and Wiswall—43.

On motion of Mr. Bowman,

The House then adjourned.

EVENING SESSION.

4½ o'clock, P. M.

The unfinished business of the morning was taken up.

Mr. Welch moved to amend section 4, line 4, by striking out "five" and inserting "two."

Mr. Downing moved to amend the amendment by striking out "two" and inserting "three."

Mr. Welch accepted the same, and the amendment was adopted.

Mr. French moved to amend section 4 by striking out all after the word "use," in line 2, and inserting in lieu thereof the words, "until otherwise provided for by the General Assembly."

Adopted.

The section, as amended, was then adopted.

The Committee recommending that section 5 be stricken out.

Mr. Bowman called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Durham, Ferebee, Gibson, Gilbert, Green, Grier, Gunter, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kinney, Long of Richmond, Malone, Matheson, McMillan, Nicholson, Painter, Pou, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Williams of Harnett, and Williams of Sampson—44.

Those who voted in the negative were:

Messrs. Ames, Banner, Blair, Carey, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, French, Gahagan,

Graham, Harris of Wake, Hodgin, Horney, Hudgings, Laflin, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morris, Pearson, Peck, Renfrow, Robbins, Reynolds, Seymour, Snipes, Stevens, Stilley, Sweat, Sykes, Vest, Wilson and Wiswall—39.

The Committee recommending to strike out section 6,

Mr. Bowman called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Ashworth, Banner, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Durham, Ferebee, Gibson, Gilbert, Green, Grier, Harris of Wake, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Leary, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson—46.

Those who voted in the negative were:

Messrs. Ames, Blair, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, French, Gahagan, Graham, Hayes, Hodgin, Horney, Hudgings, Kinney, Laflin, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Peck, Renfrow, Robbins, Reynolds, Seymour, Snipes, Stevens, Stilley, Sykes, Vest, Wilson and Wiswall—39.

On motion of Mr. Ames,

The House adjourned.

TUESDAY, March 30th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the Senate.

Mr. French presented

A memorial from the Mayor and Aldermen of the City of Wilmington, concerning the establishment of Special Courts.

Read and laid over.

Mr. Malone, from the Committee on Judiciary reported back

A bill to cure certain irregularities in the mode of commencing cases and to amend certain sections of the Code of Civil Procedure, recommending concurrence in Senate amendments.

The House concurred.

Mr. French introduced

A bill to amend an act entitled "An act to establish a Special Court in Wilmington and Newbern.

Referred to Judiciary Committee.

Also, a bill to amend section 3, chapter 10, of the Revised Code.

Laid over.

Mr. Moore, of Chowan, introduced

A resolution authorizing the employment of an Assistant Engrossing Clerk.

Adopted under suspension of the rules.

Mr. Wilkie introduced a resolution concerning *per diem*.

Laid over.

Mr. Jarvis introduced the following resolution:

"*Resolved*, That after this day the House meet every day, Sundays excepted, at 9½ o'clock, A. M., and at 3½ o'clock, P. M.; *Provided*, There shall be no evening session on Saturdays."

The rules were suspended, and

The resolution was adopted.

Mr. Malone introduced

A resolution instructing the Committee on Relief to report what further relief measures should be passed.

Mr. Malone moved a suspension of the rules.

On this motion

Mr. Seymour called for the yeas and nays.

The call being sustained,

The rules were suspended by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Boddie, Clayton, Davis, Davidson, Durham, Ferebee, Franklin, Gibson, Gilbert, Green, Grier, Gunter, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Nicholson, Pearson, Peck, Pou, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Sykes, Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—49.

Those who voted in the negative were:

Messrs. Ames, Barnes, Blair, Carson, Carey, Cawthorn, Crawford, Dixon, Downing, Ellis, Estes, Forkner, Foster, French, Gahagan, Hayes, Hicks, Hilliard, Hodgin, Horney, Hudgings, Kinney, Leary, Mayo, McCanless, Morrill, Morris, Price, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Simonds, Snipes, Stevens, Stilley, Sweat and Vest—40.

The resolution was then adopted.

Mr. Moore, of Chowan introduced

A bill to amend chapter 44, section 5, of the laws of special session of 1868, entitled "An act in relation to punishments."

Referred to Judiciary Committee.

A message was received from the Senate transmitting for consideration of the House,

A bill to authorize and empower J. W. E. Piercey, late Tax Collector of Cherokee, to collect arrears of taxes;

A bill to incorporate the Town of Madison;

A bill to amend the charter of Bath, in Beaufort County;

A bill to be entitled "An act to authorize the Commissioners of Onlow County to levy a special tax;

A bill to authorize the construction of a toll bridge across Haw River;

A bill to authorize the construction of a Rail Road from Neuse River to Fayetteville, and

A bill in relation to the State Canal from Lake Landing, on Mattamuskeet Lake to Yeocking Creek.

The unfinished business of the previous day was taken up, it being

A bill to provide for a system of public instruction.

Mr. Harris, of Wake, moved to re-refer the bill to the Committee on Education.

On this motion

Mr. Bowman called and obtained the yeas and nays, and

The motion to re-refer was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Banner, Blair, Carey, Cawthorn, Cherry, Dixon, Downing, Forkner, Foster, Franklin, French, Gahagan, Gunter, Harris of Wake, Hilliard, Hodgin, Horney, Hudgings, Justus of Henderson, Laflin, Leary, Mayo, McCanless, Moring, Morrill, Morris, Pearson, Peck, Rentrow, Siegrist, Simonds, Snipes, Sweat, Sykes and Vest—36.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Davidson, Ellis, Estes, Ferebee, Gibson, Gilbert, Green, Hawkins, Hayes, Hendricks Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kinney, Long of Richmond, Malone, Mendenhall, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Pou, Price, Ragland, Robinson, Reynolds, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Welch,

Wilkie, Williams of Harnett, Williams of Sampson Wilson and Wiswall—50.

Mr. French moved a call of the House.

On this motion,

Mr. Pou called and obtained the yeas and nays, and

The House refused a call by the following vote:

Those who voted in the affirmative were:

Messrs. Cherry, Crawford, Forkner, Foster, French, Hodgin, Laflin, Mayo, Morrill, Price, Renfrow, Reynolds, Siegrist, Stilley and Sweat—14.

Those who voted in the negative were:

Messrs. Allison, Ames, Armstrong, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Clayton, Davis, Davidson, Dixon, Downing, Durham, Ellis, Ferebee, Gahagan, Gibson, Gilbert, Green, Grier, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Pou, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Thompson, Vestal, Vest, Welch, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—66.

The business suspended being resumed,

The question recurred upon the recommendation of the Committee to amend section 7 by striking out the words "Superintendent of Public Instruction" and inserting "Board of Education.,'

Adopted.

[The same alteration was ordered wherever the words stricken out in said section occurred.]

The Committee recommending to amend section 10 by striking out all after the word "State," in line 3, to the word "the," in same line, and insert in lieu thereof the words "in proportion to the number of children to be educated,"

The amendment was adopted.

Mr. Bowman moved a reconsideration of the votes by which section 6 were stricken out, and moved that the motion to reconsider be laid on the table,

And on the motion to table called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Blair, Boddie, Bowman, Carson, Clayton, Davis, Davidson, Durham, Ellis, Farrow, Ferebee, Gibson, Gilbert, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Long of Richmond, Malone, McMillan, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Pou, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Stilley, Thompson, Vestal, Welch, Wilkie, Williams of Sampson and Wilson—52.

Those who voted in the negative were:

Messrs. Ames, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Foster, French, Gahagan, Harris of Wake, Hayes, Hilliard, Hodgin, Horney, Hudgings, Justus of Henderson, Kinney, Laflin, Leary, Mayo, McCanless, Mendenhall, Morrill, Morris, Pearson, Price, Renfrow, Reynolds, Siegrist, Simonds, Stevens, Sweat, Sykes, Vest and Wiswall—38.

The Committee recommending to strike out "common" and insert "public," in line 1, section 11.

The amendment was adopted.

The Committee recommending to strike out "annually," in line 1, section 13, and to strike out all after the word "houses," in line 4, to the word "which," in line 6, and insert in lieu thereof the words "*Provided*, such site cannot be obtained by donation or otherwise."

The amendment was adopted.

On motion of Mr. Justice, of Rutherford,

The House then adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

Mr. Justus, of Henderson, introduced

A bill to change the lines of the Town of Hendersonville.

Laid over.

Mr. Long, of Richmond, introduced

A bill concerning jurors.

Referred to Judiciary Committee.

The unfinished business of the morning was taken up.

The Committee recommending that the words "Cities, Towns and," in line 10, section 14, be stricken out.

The amendment was adopted.

The Committee recommending to insert after the word "sell," in line 16, section 21, the words "to the highest bidder," and to insert after the word "Township," in line 17, the words "after twenty days public notice of such sale being given,"

The amendment was adopted.

The Committee recommending to insert, after the word "Committee," in line 12, section 22, the words "out of the Township school fund,"

The amendment was adopted.

The Committee recommending to strike out all after the word "school," in line 7, to the word "and," in line 9, section 24,

The amendment was adopted.

The Committee recommending to strike out, in section 25, the following words, viz: "To employ such measures as shall be lawful and prudent to secure the attendance, upon some school, of every youth in their Township, between the ages of six and eighteen years, as contemplated by the Constitution of the State, Article IX, section 7,"

Mr. Gunter called for the yeas and nays.

The call being sustained,

The words were stricken out by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Davidson, Dixon, Durham, Ellis, Ferebee, Gibson, Gilbert, Green, Grier, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Long of Richmond, Matheson, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Peck, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Vestal, Vest, Welch and Wilson—53.

Those who voted in the negative were:

Messrs. Blair, Carey, Cawthorn, Cherry, Crawford, Estes, Forkner, Franklin, French, Gahagan, Harris of Wake, Hayes, Hilliard, Hodgin, Horney, Hudgings, Laflin, Leary, Malone, Mayo, Morrill, Morris, Pearson, Pou, Price, Renfrow, Robbins, Reynolds, Seymour, Simonds, Stevens, Sweat, Wilkie and Wiswall—34.

Mr. Bowman moved to further amend section 25, by striking out all after the word "and," in line 31, and inserting "County Commissioners."

The amendment was adopted.

Mr. Moore, of Chowan, moved to further amend the section by striking out lines 2, 3 and 4.

Adopted.

The Committee recommending to strike out the word "monies," in line 13, section 28, and to insert in lieu the word "funds,"

The amendment was adopted.

On motion of Mr. Stevens,

The House then adjourned.

WEDNESDAY, March 31st, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Malone introduced

A bill to authorize the election of Judges of the Superior Courts by the votes of their respective districts.

Referred to Judiciary Committee.

Mr. French introduced

A bill to incorporate the Wilmington and Sea-Side Rail Road Company.

Referred to Committee on Internal Improvements.

Mr. Justice, of Rutherford, introduced

A bill to provide for a special term of the Superior Court in Rutherford County.

Referred to Judiciary Committee.

On motion of Mr. Robinson,

The rules were suspended and

A resolution in favor of Jacob Siler was taken up, and

The same was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Blair, Boddie, Clayton, Durham, Forkner, French, Gibson, Gilbert, Green, Grier, Gunter, Hicks, Hilliard, Hodgin, Hodnett, Hudgings, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Ragland, Robinson, Reynolds, Seymour, Shaver, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sykes, Vestal, Vest, Welch, Wilkie, Williams of Harnett, Williams of Sampson, and Wilson—58.

Those who voted in the negative were:

Messrs. Carson, Dixon, Hoffman, Pearson, Renfrow and Siegrist—6.

On motion of Mr. Moore, of Chowan,

The rules were suspended and

A resolution concerning the Albemarle and Chesapeake Canal was taken up.

Mr. Renfrow moved to lay the resolution on the table.

On this motion

Mr. Humphries called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Carson, Carey, Dixon, Ellis, French, Gunter, Hawkins, Hendricks, Hodgin, Hodnett, Hoffman, Hudgings, Leary, Malone, Matheson, Mayo, Moring, Morrill, Morris, Pou, Renfrow, Robbins, Seymour, Shaver, Siegrist, Smith of Wayne, Vestal, Vest, Welch and Williams of Harnett—31.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Banner, Blair, Boddie, Bowman, Cawthorn, Cherry, Clayton, Davis, Davidson, Downing, Durham, Forkner, Foster, Gibson, Green, Grier, Hayes, Horney, Humphries, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Long of Richmond, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Pearson, Ragland, Reynolds, Sinclair, Simonds, Smith of Alleghany, Snipes, Stilley, Sweat, Sykes, Thompson, Wilkie, Williams of Sampson, Wilson and Wiswall—47.

Mr. Bowman moved to amend by striking out the first resolve.

Adopted.

The resolution was then rejected.

Mr. Seymour, from the Committee on Judiciary, reported back

A bill to amend chapter 44, section 5, of the laws of 1868, and,

On motion, the same was taken up and

Passed its second and third readings, and

A motion to reconsider the same was made and tabled.

Mr. Stilley introduced

A bill to authorize the Sheriff of Beaufort County to collect arrears of taxes.

Referred to Committee on Propositions and Grievances.

Mr. Jarvis introduced

A joint resolution allowing reporters one hundred dollars each.

Laid over.

Mr. Davis introduced

A bill concerning fisheries in Carteret County.

Referred to Committee on Propositions and Grievances.

The unfinished business of the previous day was taken up, it being

A bill to provide for a system of public instruction.

The Committee recommending to strike out all after the word "made," in line 9, to the word "to," in line 10; and to strike out "municipal or," in line 12,

The amendments were adopted.

A message was received from the Governor, transmitting

A communication from the Treasurer in relation to the official bonds of Sheriffs.

Referred to Committee on Finance.

A message was received from the Senate transmitting for concurrence

An amendment to the bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury.

The House concurred.

Also a message transmitting for consideration of the House,

A bill to enable the Chatham Rail Road Company to complete its road.

Referred to Committee on Internal Improvements.

A bill to incorporate the Independent Telegraph Company.

Referred to Special Committee.

A bill to authorize the Commissioners of Warren County to levy a special tax;

A bill to incorporate Trinity Lodge, in Randolph County;

A bill to authorize the building of a toll bridge across John's River, in Burke County; and

A bill to require the Board of Education to invest the proceeds of sales and of conversions into money.

Referred to Committee on Education.

The business suspended was resumed.

The Committee recommending to strike out section 33,

Mr. Hayes called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Boddie, Bowman, Carson, Clayton, Davis, Davidson, Durham, Ellis, Ferebee, Gibson, Gilbert, Green, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Long of Richmond, Malone, Matheson, McMillan, Moring, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—50.

Those who voted in the negative were:

Messrs. Ames, Banner, Blair, Carey, Cawthorn, Cherry, Dixon, Downing, Estes, Forkner, French, Gahagan, Hayes, Hilliard, Hodgin, Hoffman, Horney, Hudgings, Kinney, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Price, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sweat, Sykes, Vest, Wilkie, and Wiswall—42.

Mr. Bowman moved to amend by striking out section 34.

On this motion

Mr. French called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnes, Boddie, Bowman, Car-

son, Davis, Davidson, Durham, Ellis, Ferebee, Gibson, Gilbert, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Ingram, Jarvis, Justice of Rutherford, Kelly of Davie, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Pou, Ragland, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Williams of Harnett, Williams of Sampson and Wilson—46.

Tho who voted in the negative were:

Messrs. Armstrong, Carey, Cawthorn, Cherry, Dixon, Downing, Estes, Forkner, French, Gahagan, Hodgin, Hudgings, Kinney, Laflin, Leary, Mayo, McCanless, Mendenhall, Morrill, Renfrow, Robbins, Reynolds, Seymour, Sinclair, Simonds, Snipes, Stilley, Sweat, Vest, and Wiswall—30.

Mr. Craig moved to lay the bill on the table.

On this motion

Mr. Sweat called for the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Blair, Carey, Cherry, Davis, Hodnett, Leary and Sweat—8.

Those who voted in the negative were:

Messrs. Armstrong, Banner, Boddie, Bowman, Cawthorn, Clayton, Davidson, Dixon, Downing, Durham, Ellis, Estes, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Green, Gunter, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hoffman, Horney, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pou, Ragland, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne,

Snipes, Stilley, Thompson, Vestal, Vest, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—69.

On motion of Mr. Morris,

The House then adjourned.

AFTERNOON SESSION.

4 o'clock, P. M.

The unfinished business of the morning was resumed.

The amendments offered by the Committee to section 48 and 50 were adopted.

The Committee recommending to insert in line 7, after "Counties," the words "or by written posters;" also, to strike out the word "examination," line 12, and insert "education."

The amendments were adopted.

Mr. Bowman moved to amend by striking out lines 26 and 27 in the same section, and inserting in lieu thereof the words, "To enforce the course of study, as far as practicable, as provided for in section 45;" and

On this motion called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Blair, Boddie, Bowman, Carson, Clayton, Davidson, Durham, Ellis, Ferebee, Gibson, Gilbert, Green, Grier, Gunter, Hawkins, Hinnant, Hodnett, Humphries, Ingram, Justice of Rutherford, Kelly of Davie, Kinney, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Ragland, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne,

Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—45.

Those who voted in the negative were:

Messrs. Carey, Cawthorn, Cherry, Crawford, Dixon, Foster, French, Gahagan, Hayes, Hodgin, Hoffman, Horney, Hudgings, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Pou, Price, Renfrow, Reynolds, Seymour, Sinclair, Snipes, Stilley, Sweat and Vest—31.

Mr. Bowman moved to amend by striking out section 46.

On this motion

Mr. Gunter called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Banner, Barnes, Bowman, Carson, Cawhorn, Cherry, Clayton, Davidson, Durham, Ellis, Ferebee, French, Gibson, Gilbert, Grier, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Laflin, Long of Richmond, Matheson, McMillan, Moore of Chowan, Painter, Pou, Renfrow, Robinson, Seymour, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Thompson, Welch, Williams of Sampson and Wilson—40.

Those who voted in the negative were:

Messrs. Armstrong, Blair, Boddie, Crawford, Forkner, Foster, Gahagan, Gunter, Hawkins, Hayes, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Malone, Mayo, McCanless, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Pearson, Price, Reynolds, Shaver, Siegrist, Sinclair, Snipes, Stevens, Sykes, Vestal, Vest and Williams of Harnett—36.

The amendments offered by the Committee to section 47 were adopted.

Mr. French moved to amend section 56 by striking out, in line 2, all after the word "establish" to the word "schools," and to strike out, in line 3, the words "of each race," and, on his motion, called for the yeas and nays.

The call being sustained,

The amendments were rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Cherry, Hayes, Hudgings and Laflin—4.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Clayton, Dixon, Ellis, Ferebee, Foster, French, Gahagan, Gibson, Gilbert, Green, Grier, Gunter, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Pou, Price, Ragland, Renfrow, Reynolds, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Welch, Williams of Harnett, Williams of Sampson, and Wilson—72.

Mr. Leary moved to amend section 56, line 2, by striking out the word "shall" and inserting the word "may,"

And, on this motion, called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Carey, Cawthorn, Crawford, Forkner, French, Hayes, Hodgin, Hudgings, Laflin, Leary, Mayo, Morrill, Morris, Price, Renfrow, Reynolds, Stevens, Sweat and Sykes—19.

Those who voted in the negative were:

Messrs. Allison, Armstrong, Banner, Barnes, Blair, Boddie, Bowman, Carson, Clayton, Dixon, Ellis, Ferebee, Foster, Gahagan, Gibson, Gilbert, Green, Grier, Gunter, Hawkins, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Long of Richmond, Malone, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pearson, Ragland, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne,

Stilley, Thompson, Vestal, Vest, Welch, Williams of Harnett, Williams of Sampson and Wilson—53.

On motion of Mr. Leary,

The House then adjourned.

THURSDAY, April 1st, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. French introduced

A resolution relating to paying the expenses of the Penitentiary Committee.

Laid over.

Mr. Foster introduced

A resolution requesting the North Carolina members of Congress to vote for an extension of the bankrupt law.

Laid over.

Mr. Laflin introduced

A bill to incorporate the Harnett Hose Company, in the City of Wilmington.

Referred to Committee on Corporations.

On motion of Mr. Moore, of Chowan,

The rules were suspended, and

A bill in relation to the State Canal, from Lake Landing, on Mattamuskeet Lake, to Yrocking Creek, was taken up,

And the same passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Banner, Barnett, Bowman, Cawthorn, Cherry, Davis, Davidson, Dixon, Downing, Farrow, Ferebee, Foster, Gahagan, Green, Gunter, Harris of Franklin, Harris of Wake, Hendricks, Hilliard, Humphries,

Ingram, Jarvis, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Long of Richmond, Malone, McMillan, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Pearson, Price, Ragland, Robinson, Shaver, Sinclair, Smith of Alleghany, Smith of Martin, Smith of Wayne, Snipes, Stilley, Sykes, Vestal, Welch and Wiswall—52.

Those who voted in the negative were:

Messrs. Blair, Carson, Clayton, Ellis, Forkner, Hicks, Hodnett, Hoffman, Hudgings, Leary, Long of Chatham, Mayo, McCanless, Parker, Pou, Renfrow, Robbins, Seymour, Siegrist, Stevens, Sweat, Thompson, Vest, Williams of Sampson and Wilson—25.

Mr. Smith, of Martin, introduced

A bill providing for the election of Commissioners for the Town of Jamesville, in Martin County, which, under suspension of the rules,

Passed its several readings.

On motion of Mr. Price,

The rules were suspended, and

A resolution allowing *per diem* during the late recess of the General Assembly was taken up.

Mr. Pou moved to indefinitely postpone the same.

Lost.

Mr. Durham moved to lay the resolution on the table,

And, on this motion, called for and obtained the yeas and nays;

And the motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Banner, Barnett, Blair, Boddie, Davis, Dixon, Durham, Ellis, Estes, Ferebee, French, Gahagan, Gibson, Grier, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Jarvis, Kelly of Davie, Kelly of Moore, Kinney, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moring, Moore of Alamance, Morris, Nicholson, Painter, Parker, Pearson, Pou, Robinson, Reynolds, Seymour,

Shaver, Siegrist, Smith of Alleghany, Smith of Martin, Smith of Wayne, Snipes, Stilley, Thompson, Vestal and Welch—57.

Those who voted in the negative were:

Messrs. Bowman, Carson, Carey Cawthorn, Cherry, Clayton, Farrow, Forkner, Gilbert, Hayes, Hilliard, Hudgings, Laflin, Leary, Mayo, McCanless, Morrill, Price, Renfrow, Robbins, Sinclair, Simonds, Stevens, Sweat, Sykes, Vest, Wilkie, Wilson and Wiswall—29.

Mr. Seymour introduced

A resolution directing the Secretary of State to mail certain acts to certain State and County officers, which, under suspension of the rules, was

Adopted.

A message was received from the Senate, transmitting amendments to the bill to provide salaries for the Governor and Treasurer.

The House concurred in the amendments.

Also, a message transmitting for consideration of the House,

A bill to amend an act relative to the Western Turnpike;

A bill for the relief of the Sheriff of Duplin County;

A bill to authorize the Superintendent of Public Works to select two laborers to assist in locating a Turnpike Road in Carteret County;

A bill to extend the time within which certain widows may dissent from a deceased husband's will, and

A bill to charter the Bank of Greensborough.

Mr. French introduced

A resolution concerning *per diem* for the recess.

Laid over.

The unfinished business of the previous day was taken up.

Mr. Harris, of Wake, moved to reconsider the vote by which section 33 was stricken from the bill.

Mr. Bowman moved to lay this motion on the table,

And, on this motion, called for the yeas and nays.

The call being sustained,

The motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Barnes, Blair, Boddie, Bowman, Carson, Clayton, Davis, Davidson, Durham, Ellis, Farrow, Ferebee, Gibson, Gilbert, Green, Grier, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moring, Moore of Alamance, Nicholson, Painter, Pou, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—54.

Those who voted in the negative were:

Messrs. Ames, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, Franklin, French, Gahagan, Harris of Wake, Hayes, Hodgin, Hudgings, Kinney, Laflin, Leary, Mayo, Moore of Chowan, Morrill, Morris, Parker, Pearson, Price, Renfrow, Robbins, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vest and Wiswall—40.

The Committee recommending to strike out all of section 66, after the word "Townships,"

The amendment was adopted.

On motion, the House then adjourned.

AFTERNOON SESSION.

3½ o'clock, P. M.

The amendments offered by the Committee to sections 59, 62, 63, 70, 77, 80 and 81 were

Adopted.

Mr. Bowman moved to amend section 25 by striking out lines 35, 36 and 37.

Adopted.

The bill then passed its second reading, as amended, by the following vote,

(The yeas and nays having been ordered on motion of Mr. French:)

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Boddie, Bowman, Carson, Cawthorn, Clayton, Davidson, Ferebee, Foster, French, Gilbert, Green, Grier, Gunter, Hawkins, Hendricks, Hicks, Hoffman, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, McMillan, Mendenhall, Moore of Alamance, Painter, Pou, Ragland, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Thompson, Welch, Williams of Sampson and Wilson—49.

Those who voted in the negative were:

Messrs. Ames, Blair, Carey, Cherry, Crawford, Durham, Ellis, Franklin, Gahagan, Gibson, Harris of Wake, Hayes, Hodgin, Horney, Hudgings, Malone, Matheson, Mayo, McCanless, Morrill, Morris, Parker, Pearson, Price, Robbins, Sinclair, Stevens, Sweat, Vest and Wiswall—30.

On motion of Mr. Bowman,

The bill was then ordered printed, and made Special for Friday at 4 o'clock, P. M.

Mr. Bowman moved to reconsider the vote by which the resolution concerning the Albemarle and Chesapeake Canal Company was rejected, and to make the motion to reconsider Special for Saturday at 12 o'clock.

The motion prevailed.

On motion of Mr. Hayes,

The House then adjourned.

FRIDAY, April 2d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Blythe, of the Senate.

Mr. Gilbert introduced

A bill concerning certain Rail Road appropriations, submitting the same to a vote of the people.

Mr. Bowman introduced

A bill from the Committee on Relief to suspend the sale of property under executions heretofore issued.

Laid over.

A bill relative to the Western Turnpike Company

Passed its second and third readings under suspension of the rules.

A bill to regulate the issue of State bonds

Passed its second and third readings under suspension of the rules.

On motion of Mr. Wilkie,

The rules were suspended and

A bill concerning certain Rail Road appropriations, submitting them to a vote of the people, was taken up.

Mr. Jarvis moved to amend the same by striking out section 6.

Lost.

Mr. French moved to amend by inserting in section 1, after the word "Rail Roads," the words "turnpike, canal and dirt road."

On motion of Mr. Siegrist, the yeas and nays were ordered on the same,

And the amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Barnett, Blair, Boddie, Carson, Carey, Cherry, Crawford, Davis, Downing, Estes, Foster, French, Gahagan, Gibson, Gilbert, Gunter, Harris of Wake, Hawkins, Hayes, Hilliard, Hinnant, Hodgin, Hodnett, Hoff-

man, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Mayo, McCanless, McMillan, Morrill, Morris, Parker Pearson, Price, Robbins, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Stevens, Sweat, Sykes, Thompson, Vestal, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—62.

Those who voted in the negative were:

Messrs. Allison, Argo, Banner, Barnes, Bowman, Cawthorn, Clayton, Davidson, Durham, Ellington, Ferebee, Grier, Justice of Rutherford, Kelly of Davie, Malone, Mendenhall, Moore of Alamance, Nicholson, Painter, Robinson, Seymour, Smith of Alleghany, Smith of Martin, and Stilley—24.

Mr. Bowman moved to amend by inserting in section 1, the words "to wit: The Wilmington, Charlotte and Rutherford Rail Road, the North-Western North Carolina Rail Road, the Western Rail Road, the Oxford Branch of the Raleigh and Gaston Rail Road, the University Rail Road, and the Atlantic, Tennessee and Ohio Rail Road."

Mr. Durham moved to lay the bill on the table.

On this motion Mr. Leary called for and obtained the yeas and nays, and

The motion was lost by the following vote:

Those who voted in the affimative were:

Messrs. Armstrong, Carson, Davis, Durham, Grier, Hendricks, Hilliard, Justice of Rutherford, Malone, McCanless, Painter, Robinson, Siegrist, Vestal and Vest—15.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Banner, Barnes, Blair, Boddie, Bowman, Carey, Cawthorn, Cherry, Crawford, Ellis, Ellington, Ferebee, Foster, French, Gahagan, Gibson, Gilbert, Gunter, Harris of Wake, Hayes, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Hudgings, Ingram, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Parker, Pearson,

Pou, Price, Renfrow, Robbins, Reynolds, Seymour, Shaver, Sinclair, Simonds, Smith of Alleghany, Smith of Martin, Smith of Wayne, Snipes, Stevens, Sweat, Sykes, Thompson, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—71.

Mr. Bowman moved to indefinitely postpone the bill.

On this motion Mr. Bowman called for and obtained the yeas and nays,

And the motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Bowman, Carson, Dixon, Downing, Durham, Ellington, Estes, Grier, Hendricks, Hilliard, Ingram, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, McCanless, Robinson, Shaver, Siegrist and Waldrop—22.

Those who voted in the negative were:

Messrs. Armstrong, Barnett, Barnes, Blair, Boddie, Carey, Cawthorn, Cherry, Crawford, Davis, Ellis, Foster, French, Gahagan, Gibson, Gilbert, Gunter, Harris of Wake, Hawkins, Hayes, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Kinney, Laflin, Leary, Mayo, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morris, Parker, Pearson, Pou, Price, Ragland, Renfrow, Robbins, Reynolds, Seymour, Sinclair, Simonds, Smith of Alleghany, Smith of Martin, Smith of Wayne, Snipes, Stevens, Sweat, Sykes, Thompson, Vest, Welch, Wilkie, Williams of Harnett, Wilson and Wiswall—61.

Mr. Downing moved to refer the bill to the Committee on Internal Improvements.

On this motion Mr. Downing called for and obtained the yeas and nays,

And the motion was lost by the following vote:

Those who voted in the affimative were:

Messrs. Ames, Armstrong, Blair, Downing, French, Gahagan, Hilliard, Hodgin, Ingram, Laflin, Long of Richmond, Mayo, Sinclair and Vest—14.

Those who voted in the negative were:

Messrs. Argo, Banner, Barnes, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Dixon, Ellis, Ellington, Estes, Ferebee, Gibson, Gilbert, Gunter, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hinnant, Horney, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morris, Nicholson, Painter, Parker, Pearson, Price, Ragland, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Martin, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Sykes, Thompson, Vestal, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—68.

The question recurring on the amendment offered by Mr. Bowman,

Mr. Bowman called for and obtained the yeas and nays,

And the amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Boddie, Carson, Carey, Cawthorn, Cherry, Davis, Dixon, Ellington, Ferebee, Harris of Wake, Hayes, Hilliard, Humphries, Kelly of Davie, Long of Chatham, McMillan, Moore of Alamance, Nicholson, Parker, Pou, Reynolds, Seymour, Smith of Alleghany, Smith of Wayne, Snipes, Sykes, Thompson, Wilkie, Williams of Harnett, and Williams of Sampson—36.

Those who voted in the negative were:

Messrs. Ames, Blair, Bowman, Crawford, Downing, Durham, Ellis, Estes, Foster, French, Gahagan, Gibson, Gilbert, Gunter, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hoffman, Horney, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Leary, Long of Richmond, Malone, Matheson, Mayo, Mendenhall, Moore of Chowan, Morris, Painter, Pearson, Price, Ragland, Renfrow, Robbins, Robinson, Shaver, Siegrist, Sinclair, Simonds, Smith of Martin,

Sweat, Vestal, Vest, Waldrop, Welch, Wilson and Wiswall —54.

Mr. Leary moved a reconsideration of the vote by which the amendment inserting the words "Turnpike, canal and dirt roads" was adopted.

The motion prevailed.

The amendment was then rejected.

The question recurring on the passage of the bill on its second reading,

Mr. Gilbert called for and obtained the yeas and nays.

And the bill passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Banner, Blair, Boddie, Carey, Cawthorn, Cherry, Downing, Ellis, Estes, Farrow, Ferebee, French, Gahagan, Gibson, Gilbert, Gunter, Hawkins, Hilliard, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, Mendenhall, Moore of Alamance, Morris, Nicholson, Parker, Pearson, Pou, Price, Renfrow, Reynolds, Seymour, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Vestal, Vest, Waldrop, Welch and Wilson—55.

Those who voted in the negative were:

Messrs. Ames, Bowman, Carson, Harris of Wake, Hayes, Hicks, Kelly of Moore, McCanless, Moore of Chowan, Morrill, Robbinson, Shaver, Sinclair, Stilley, Thompson and Wiswall —16.

Mr. Estes moved to suspend the rules to put the bill on its third reading.

On this motion Mr. Estes called for and obtained the yeas and nays,

And the motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Banner, Barnes, Boddie, Carey, Ellis, Estes, Farrow, Ferebee, Gibson, Gilbert, Green, Hawkins, Hinnant, Hoffman, Horney, Ingram, Justus of Henderson, Leary, Long of Chatham, Long of Richmond, Moore of Ala-

mance, Morris, Parker, Pearson, Pou, Seymour, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Vestal, Welch, Williams of Harnett, Williams of Sampson and Wilson—39.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Barnett, Blair, Bowman, Carson, Cawthorn, Cherry, Crawford, Davidson, Dixon, Downing, Durham, Foster, French, Gahagan, Gunter, Harris of Wake, Hayes, Hendricks, Hicks, Hodgin, Humphries, Hudgings, Kelly of Moore, Kinney, Laflin, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Nicholson, Price, Ragland, Renfrow, Robbins, Robinson, Reynolds, Shaver, Sinclair, Stevens, Stilley, Sykes, Thompson, Vest, Waldrop and Wiswall—48.

Mr. Downing moved

A reconsideration of the vote by which the bill passed its second reading.

Mr. French moved to postpone the consideration of this motion until Tuesday at 11 o'clock.

Mr. Estes moved to suspend the rules for the purpose of moving to lay the motion on the table.

Pending which,

A message was received from the Senate transmitting for consideration of the House,

A bill to prevent the destruction of fish in the waters of North Carolina.

Referred to Committee on Propositions and Grievances.

A bill concerning Guardian and Ward.

Referred to Judiciary Committee.

A bill to incorporate the Old North State Insurance Company.

Referred to Committee on Corporations.

A bill to amend chapter 48 of the Revised Code, entitled "Fences."

Referred to Judiciary Committee.

A bill to incorporate the Halifax Manufacturing Company.

Referred to Committee on Corporations.

A bill to amend certain sections of the Code of Civil Procedure, and to repeal certain sections of the Revised Code.

Referred to Judiciary Committee; and

A bill to be entitled "A general incorporation act."

Referred to Committee on Corporations.

Mr. Snipes introduced, by leave,

A bill to levy a special tax for Hertford County.

Laid over.

On motion of Mr. Allison,

The House then adjourned.

AFTERNOON SESSION.

3½ o'clock, P. M.

Mr. Stilley moved

A reconsideration of the vote by which the resolution allowing *per diem* to the officers and members of the General Assembly for the time during the late recess was laid on the table and moved to postpone the consideration of the motion until Monday next at 3½ o'clock, and

The motion prevailed.

On motion of Mr. Price,

The rules were suspended, and

A resolution concerning the term of office of the members of the present General Assembly was taken up.

Mr. Vest moved to lay the resolution on the table, and

The motion prevailed.

Mr. Barnett introduced

A resolution concerning printing of the calendar, etc.

Adopted under suspension of the rules.

The hour for the Special Order having arrived, it being

A substitute for the bill to provide for a system of public instruction,

The same was taken up.

The question being on the passage of the bill on its third reading,

Mr. Hodgin moved to postpone further consideration of the subject until Monday next at 12 o'clock.

The motion did not prevail.

Mr. Bowman called the previous question on the bill on its third reading.

The question being "Shall the main question be now put?"

The vote was decided in the affirmative.

Amendments, of which notice had been given, were then taken up in order and disposed of as follows:

Amendment by Mr. Price, to strike out sections 1, 2 and 3 of the bill.

Lost.

Amendment by Mr. Hayes, to strike out all after the second section.

Lost.

Amendment by Mr. Pou, as a proviso to section 3.

Lost.

Amendment by Mr. Bowman, to strike out "prescribe," in line 1, section 3, and insert "recommend."

The yeas and nays having been ordered,

On motion of Mr. Bowman,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Boddie, Bowman, Carson, Ellis, Ferebee, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson,

Painter, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Welch, Williams of Harnett, Williams of Sampson and Wilson—44.

Those who voted in the negative were:

Messrs. Carey, Cawthorn, Cherry, Crawford, Dixon, Estes, Foster, French, Gahagan, Harris of Wake, Hayes, Hodgin, Hudgings, Justus of Henderson, Kinney, Laflin, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Parker, Pearson, Pou, Price, Renfrow, Robbins, Reynolds, Seymour, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes Vest and Wiswall—39.

Amendment by Mr. Bowman, to strike out section 4.

The yeas and nays having been ordered, on motion of Mr. Bowman,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Carson, Davidson, Ellis, Ferebee, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Himnant, Hodnett, Hoffman, Humphries, Jarvis, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson, and Wilson—45.

Those who voted in the negative were:

Messrs. Blair, Carey, Cawthorn, Cherry, Crawford, Dixon, Estes, Foster, French, Gahagan, Harris of Wake, Hayes, Hodgin, Hudgings, Justus of Henderson, Kinney, Laflin, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Parker, Pearson, Pou, Price, Renfrow, Robbins, Reynolds, Seymour, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vest and Wiswall.—40.

Amendment by Mr. Morris, to strike out, in line 2, section 51, the word "shall," and insert the word "can."

The yeas and nays having been ordered, on motion of Mr. Morris,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Carey, Cawthorn, Cherry, Crawford, French, Harris of Wake, Hayes, Hodgin, Hudgings, Laflin, Leary, Mayo, Morrill, Morris, Renfrow, Robbins, Stevens, Sweat and Wiswall—19.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Carson, Davidson, Dixon, Ellis, Estes, Ferebee, Gibson, Gilbert, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Pearson, Price, Robinson, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—62.

Amendment by Mr. Moore of Chowan, to re-insert section 33, as stricken from the bill.

The yeas and nays having been ordered, on motion of Mr. Hodgin,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Barnett, Carey, Cawthorn, Cherry, Dixon, Estes, French, Gahagan, Harris of Wake, Hayes, Hodgin, Hoffman, Hudgings, Kinney, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Pearson, Rentrow, Robbins, Reynolds, Seymour, Siegrist, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vest and Wiswall—36.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Carson, Davidson, Ellis, Ferebee, Gibson, Gilbert,

Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Parker, Pou, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—47.

Amendment by Mr. Moore, of Chowan, to re-insert section 62, as stricken from the bill.

The yeas and nays having been ordered, on motion of Mr. Moore,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Barnett, Blair, Carey, Cawthorn, Cherry, Crawford, Dixon, Estes, Foster, French, Gahagan, Harris of Wake, Hayes, Horney, Hudgings, Kinney, Laflin, Leary, Mayo, McCanless, Mendenhall, Moore of Chowan, Morrill, Morris, Parker, Pearson, Price, Rentrow, Robbins, Reynolds, Seymour, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vest and Wiswall—39.

Those who voted in the negative were:

Messrs. Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Carson, Davidson, Ellis, Ferebee, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—46.

Amendment by Mr. Seymour, as a proviso to section 55.

The yeas and nays having been ordered, on motion of Mr. Painter,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Barnett, Blair, Cawthorn, Estes, Foster, French, Gahagan, Harris of Wake, Hayes, Hodgin, Hudgings, Laflin, Mayo, McCanless, Mendenhall, Morrill, Morris, Parker, Pearson, Robbins, Reynolds, Seymour, Simonds, Snipes, Stevens, Sykes, Vest, Wilkie and Wiswall—~~30~~ 29

Those who voted in the negative were:

Messrs. Argo, Armstrong, Banner, Barnes, Boddie, Bowman, Carson, Carey, Cherry, Davidson, Ellis, Ferebee, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Hoffman, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, McMillan, Moore of Alamance, Nicholson, Painter, Pou, Price, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Waldrop, Welch, Williams of Harnett, Williams of Sampson and Wilson—51.

Amendment offered by Mr. Hayes, as a substitute for section 51.

The yeas and nays having been ordered on motion of Mr. Argo,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Carey, Cawthorn, Crawford, Dixon, French, Harris of Franklin, Harris of Wake, Hayes, Hodgin, Hudgings, Kinney, Laflin, Leary, Morrill, Morris, Parker, Renfrow, Robbins, Stevens, Sweat and Wiswall—21.

Those who voted in the negative were:

Messrs. Argo, Armstrong, Barnett, Blair, Boddie, Bowman, Carson, Ellis, Estes, Ferebee, Foster, Gahagan, Gibson, Gilbert, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Price, Robinson, Shaver, Siegrist, Simonds,

Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Vest, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—51.

Amendment by Mr. Ellis, as an additional section, to be entitled section 52.

The yeas and nays having been ordered on motion of Mr. Painter,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Carson, Ellis, Ferebee, Gibson, Pou, Welch and Williams of Harnett—6.

Those who voted in the negative were:

Messrs. Argo, Banner, Barnett, Blair, Boddie, Bowman, Cawthorn, Cherry, Crawford, Davidson, Dixon, Estes, Foster, French, Gahagan, Gilbert, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Richmond, Malone, McCanless, McMillan, Mendenhall, Moore of Alamance, Morris, Nicholson, Pearson, Price, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Stevens, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Williams of Sampson, Wilson and Wiswall—62.

Amendment by Mr. Stevens as a proviso to section 41.

Lost.

Amendment by Mr. Leary to strike out in line 2, section 67, the words "and clerical aid."

Adopted.

The bill then passed its third reading, as amended, by the following vote;

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Blair, Bowman, Carson, Cawthorn, Davidson, Dixon, Estes, Ferebee, Foster, Gahagan, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Hicks, Hinnant, Hodnett, Hoffman,

Horney, Humphries, Ingram, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Richmond, Malone, Matheson, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Pearson, Pou, Robinson, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Vest, Waldrop, Welch, Williams of Harnett, Williams of Sampson, Wilson and Wiswall—59.

Those who voted in the negative were:

Messrs. Carey, Cherry, Crawford, Ellis, French, Harris of Wake, Hayes, Hodgin, Hudgings, Laflin, Leary, Mayo, Moore of Chowan, Morris, Parker, Price, Renfrow, Snipes, Stevens, Stilley, Sweat and Sykes—22.

Mr. Argo moved a reconsideration of the vote by which the bill passed its final reading.

Pending which,

On motion of Mr. Estes,

The House adjourned.

SATURDAY, April 3d, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. Pou introduced

A resolution concerning daily sessions,

And obtained thereon a suspension of the rules.

Mr. Seymour moved to amend by striking out all after the word "instant," and inserting the words "the public calendar shall be called to the exclusion of all other business during the afternoon session of the House."

The amendment was adopted,

And the resolution, as amended, was adopted.

Mr. Argo introduced

A bill to amend an act to provide for the collection of taxes by the State and by the several Counties of the State.

Laid over.

Mr. Gatling introduced

A bill to amend an act ratified the 29th day of January, 1869.

Laid over.

Mr. Malone introduced

A bill making valid all municipal elections held in this State since January 1st.

Referred to Committee on Corporations.

Mr. Parker introduced

A bill to provide for the election of an additional Justice of the Peace for the Township of Rich Square.

Laid over.

Mr. Gilbert introduced

A bill concerning the sale of spirituous liquors within three miles of that part of the Western North Carolina Rail Road, now in construction between Morganton and Asheville.

Laid over.

Mr. Nicholson introduced

A bill to extend the time of transferring existing suits.

Referred to Judiciary Committee.

On motion of Mr. Moore, of Chowan,

The rules were suspended and the bill in relation to the State canal, from Lake Landing, on Mattamuskeet Lake, to Ysocking Creek, was taken up.

Mr. Seymour moved to amend by inserting a proviso to submit the provision of the bill to a vote of the people thereby affected.

On this amendment Mr. Seymour called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Blair, Boddie, Carson, Carey, Crawford, Ellis, Estes, Forkner, Gahagan, Gilbert, Hawkins, Hendricks, Hinnant, Hodnett, Hoffman, Hudgings, Justus of Henderson, Kinney, Leary, Long of Chatham, Mayo, McCanless, Morris, Parker, Pou, Price, Robbins, Seymour, Siegrist, Smith of Martin, Sweat, Vestal, Vest, Waldrop, Welch, Wilkie and Wilson—38.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Barnett, Cawthorn, Cherry, Davis, Davidson, Dixon, Downing, Farrow, Ferebee, Foster, Gibson, Humphries, Kelly of Davie, Kelly of Moore, Laflin, Long of Richmond, Malone, Matheson, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Nicholson, Robinson, Reynolds, Shaver, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sykes, Thompson, White, Williams of Sampson, Williamson and Wiswall—41.

The bill then failed to pass its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Bowman, Cawthorn, Cherry, Davidson, Dixon, Downing, Farrow, Ferebee, Foster, Humphries, Kelly of Davie, Laflin, Malone, McCanless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Robinson, Reynolds, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Sykes, White and Williamson—30.

Those who voted in the negative were:

Messrs. Banner, Barnes, Blair, Boddie, Carson, Carey, Ellis, Estes, Forkner, Franklin, Gibson, Gilbert, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Hudgings, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, Moore of Chowan, Morrill, Painter, Parker, Pearson, Pou, Price, Robbins, Siegrist, Simonds, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Wilkie, Williams of Sampson, Wilson and Wiswall—45.

A bill to authorize the Commissioners of Chowan County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Carson, Cawthorn, Cherry, Crawford, Davis, Davidson, Dixon, Estes, Farrow, Ferebee, Forkner, Foster, Gahagan, Gibson, Gilbert, Harris of Franklin, Hawkins, Hendricks, Hicks, Hilliard, Hinnant, Hodgin, Hoffman, Humphries, Hudgings, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Malone, Matheson, McCanless, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Robbins, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Sampson, Williamson, Wilson and Wiswall—70.

A bill to authorize the Commissioners of Wilkes County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Carson, Cawthorn, Cherry, Downing, Farrow, Ferebee, Forkner, Gahagan, Gibson, Gilbert, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, Hilliard, Hinnant, Hodgin, Hoffman, Humphries, Hudgings, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Long of Chatham, Long of Richmond, Malone, Matheson, McCanless, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Price, Robbins, Reynolds, Siegrist, Simonds, Smith of Wayne, Snipes, Stilley, Sweat, Sykes, Thompson, Vestal, Waldrop, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—64.

A bill to authorize the Commissioners of Lenoir County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Barnes, Carson, Carey, Cawthorn, Davis, Farrow, Ferebee, Forkner, Gahagan, Gibson, Gilbert, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodgin, Hoffman, Horney, Humphries, Ingram, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Chatham, Long of Richmond, Matheson, Mayo, McCanless, Mendenhall, Moore of Alamance, Nicholson, Pearson, Price, Renfrow, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall —64.

A bill to authorize the Commissioners of Hertford County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Dixon, Downing, Ellis, Estes, Farrow, Forkner, Franklin, Gahagan, Gibson, Gilbert, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hilliard, Hinnant, Hodgin, Hoffman, Humphries, Hudgings, Ingram, Justus of Henderson, Justice of Rutherford, Kelly ofDavie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Pearson, Price, Renfrow, Robinson, Reynolds, Shaver, Siegrist, Smith of Wayne, Snipes, Stilley, Vestal, Welch, White, Wilkie, Williams of Sampson, Wilson and Wiswall—72.

A bill to authorize the Commissioners of Henderson County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Davis, Davidson, Down-

ing, Farrow, Ferebee, Forkner, Franklin, Gahagan, Gibson, Gilbert, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hicks, Hodgin, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morris, Painter, Price, Robbins, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Vest, Waldrop, Welch, White, Williams of Sampson, Williamson and Wilson—65.

Those who voted in the negative were:

Messrs. Parker, Pou and Renfrow—3.

A bill to authorize the Commissioners of Polk County to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Carson, Cherry, Crawford, Davis, Davidson, Ellis, Ferebee, Gahagan, Gibson, Gilbert, Harris of Wake, Hawkins, Hayes, Hendricks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Pearson, Price, Ragland, Robinson, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson and Wilson—65.

A bill to authorize the Commissioners of Duplin County to levy a special tax,

Passed its several readings by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Banner, Barnett, Blair, Boddie, Bowman, Cherry, Crawford, Davis, Dixon, Downing, Estes,

Farrow, Ferebee, Forkner, Gahagan, Gibson, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Price, Robinson, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Vest, White, Williams of Sampson, Williamson, and Wilson—60.

Mr. Parker voted in the negative.

A bill to authorize the Commissioners of New Hanover County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Blair, Boddie, Crawford, Davis, Davidson, Dixon, Downing, Estes, Farrow, Ferebee, Forkner, Foster, Gahagan, Gibson, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hodnett, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Price, Robbins, Robinson, Reynolds, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Thompson, Vestal, Waldrop, Welch, White, Williams of Sampson, Williamson and Wilson—61.

Messrs. Ellis and Parker voted in the negative.

A bill to authorize the Commissioners of Warren County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Downing, Estes, Ferebee, Forkner, Franklin, Gahagan, Gibson, Gilbert, Harris of Franklin, Harris of Wake, Hendricks, Hoffman, Horney, Justice of Rutherford, Kelly of

Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Price, Reynolds, Siegrist, Smith of Wayne, Snipes, Stilley, Sykes, Vestal, Vest, Waldrop, White, Williamson and Wilson—57.

Those who voted in the negative were:

Messrs. Hawkins, Hodnett, Painter, Parker, Pou, Shaver and Williams of Harnett—7.

The following named bills passed their second and third readings under suspension of the rules:

A bill to incorporate the Trinity Lodge, in Randolph County;

A bill for the relief of the Sheriff of Duplin County;

A bill to incorporate the Harnett Hose Company;

A bill to change the lines of the Town of Hendersonville;

A bill to incorporate the People's Gaslight Company;

A bill to amend an act ratified the 29th day of January, 1869;

A bill to incorporate the New Hanover Laborer's and Farmer's Association;

A bill to amend the charter of Bath, in Beaufort County;

A resolution in favor of Moore & Cashwell.

A bill for the relief of Rufus Galloway;

A bill to incorporate the Town of Madison;

A bill to authorize the construction of a toll bridge across Haw River;

A bill to authorize and empower W. E. Piercey, late Tax Collector of Cherokee County, to collect arrears of taxes;

A bill to enable the Commissioners of Elizabeth City to collect taxes, and

A bill to prohibit the sale of spirituous liquors on the North-Western North Carolina Railroad.

On motion of Mr. Pou,

The House then adjourned, to meet again at 3½ o'clock, P. M.

AFTERNOON SESSION.

3½ o'clock, P. M.

A resolution in relation to the *per diem* of members and officers of the General Assembly was taken up, and the same was adopted, and

A motion to reconsider was made and laid on the table.

Mr. Leary moved to take from the table the motion to reconsider.

Lost.

A resolution in relation to paying the expenses of the Penitentiary Committee was taken up, and

Adopted.

A resolution in favor of the Reporters of the two Houses of the General Assembly was taken up and

Adopted.

A bill to authorize the Commissioners of Onslow County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Armstrong, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Cherry, Crawford, Davidson, Downing, Farrow, Ferebee, Forkner, Gahagan, Gibson, Gilbert, Harris of Wake, Hawkins, Hendricks, Hicks, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Painter, Robbins, Robinson, Shaver, Reynolds, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—65.

Those who voted in the negative were:

Messrs. Ellis and Pou—2.

The following named bills passed their second and third readings:

A bill to amend an act entitled "An act relative to the Western Turnpike Road;"

A bill to incorporate the Pineville Water Power and Manufacturing Company;

A bill to incorporate the Halifax Manufacturing Company;

A bill to authorize the building of a toll bridge across John's River, in Burke County;

A bill in relation to taking shad and herring in the waters of Neuse River and Contentnea Creek;

A bill concerning fisheries in Carteret County;

A bill making valid all municipal elections held in this State since January 1st, 1869;

A bill to incorporate the Wilmington and Seaside Rail Road Company, and

A bill to incorporate the Norfolk and Currituck Rail Road Company.

The House then adjourned.

MONDAY, April 5th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Gilbert presented

A petition concerning the draining of lands in McDowell County.

Referred to Committee on Propositions and Grievances.

A bill to incorporate the Merchant's Bank,

Passed its second and third readings, under suspension of the rules.

A bill to charter the Bank of Cumberland was taken up, under suspension of the rules, and

Passed its second reading.

On the third reading of the bill

Mr. Downing called for the yeas and nays.

The call being sustained,

The bill passed by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnett, Barnes, Blair, Carey, Davidson, Ellington, Estes, Farrow, Forkner, Foster, Gilbert, Graham, Hayes, Hendricks, Hilliard, Horney, Hudgings, Jarvis, Kelly of Davie, Leary, Long of Chatham, Malone, Matheson, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Price, Proctor, Robbins, Reynolds, Seymour, Shaver, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Vest, Wilkie, Williams of Sampson, Williamson, Wilson and Wiswall—50.

Those who voted in the negative were:

Messrs. Allison, Banner, Boddie, Carson, Cawthorn, Downing, Ellis, Gahagan, Gibson, Green, Gunter, Harris of Franklin, Hodnett, Hoffman, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Long of Richmond, McCanless, Siegrist and Sweat—21.

A bill to charter the Bank of Greensboro' was taken up, under suspension of the rules, and

Passed its second reading.

On the third reading of the bill

Mr. Downing called for the yeas and nays.

The call being sustained,

The bill passed by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Barnett, Barnes, Blair, Carey, Cawthorn, Cherry, Davidson, Ellington, Farrow, Forkner, Foster, Gilbert, Graham, Harris of Franklin, Hayes, Hilliard, Hodgin, Horney, Humphries, Hudgings, Kelly of Davie, Kinney, Laflin, Leary, Malone, Matheson, Mayo,

McMillan, Mendenhall, Moore of Alamance, Morrill, Morris, Nicholson, Reynolds, Seymour, Shaver, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sykes, Vest, Waldrop, Williams of Sampson, Williamson, Wilson and Wiswall—51.

Those who voted in the negative were:

Messrs. Allison, Banner, Boddie, Carson, Downing, Ellis, Gahagan, Gibson, Gunter, Hicks, Hoffman, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Long of Richmond, McCanless, Painter, Parker, Siegrist, Sweat, Thompson and Vestal—21.

Mr. Sykes introduced

A bill to incorporate the Elizabeth City and Norfolk Rail Road Company.

Referred to Committee on Internal Improvements.

A message was received from the Senate transmitting,

A bill to amend chapter 40, of the Revised Code;

A bill making amendments to the Code of Civil Procedure;

A bill to define and punish bribery;

A bill to prevent the taking of illegal fees;

A bill to amend chapter 7, of the Revised Code;

A bill to incorporate Guilford County Co-operative Business Company;

A bill to incorporate the Ashboro' and Albemarle Rail Road Company;

A bill to incorporate the Germania Land Company;

A bill to provide for certain returns from Rail Road Companies.

A message was received from the Senate, transmitting amendments to the bill to authorize the Commissioners of Transylvania County to levy a special tax.

The House concurred in the adoption of the amendments.

Also a message transmitting amendments to the bill authorizing the Commissioners of Mitchell County.

The House concurred.

Also, a message transmitting,

A bill to regulate the salaries and fees of the Supreme Court Clerk.

The Special Order being a motion to reconsider the vote by which the bill to authorize the State to build a Rail Road from the City of Wilmington to Plymouth, failed to pass its second reading, the same was taken up.

The motion to reconsider prevailed.

The question being on the passage of the bill on its second reading,

Mr. Wilkie moved to amend by inserting the following words after the word "Jones," in section 1: "Running within four miles of Trenton, thence the direct line to Wilmington."

The amendment was adopted.

The bill then passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Dixon, Downing, Ellington, Farrow, Forkner, Foster, Gahagan, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hilliard, Hodgin, Hudgings, Justus of Henderson, Justice of Rutherford, Kinney, Laflin, Malone, Mayo, McMillan, Moore of Chowan, Morrill, Morris, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Smith of Martin, Stilley, Sykes, Thompson, Vest, Waldrop, White, Wilkie, Williamson, Wilson and Wiswall—51.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Boddie, Ellis, Estes, Gibson, Hawkins, Hinnant, Hodnett, Hoffman, Kelly of Moore, Leary, Long of Chatham, Mendenhall, Moore of Alamance, Nicholson, Robinson, Seymour, Smith of Alleghany, Smith of Wayne, Vestal, Williams of Harnett and Williams of Sampson—23.

A bill to construct a Railroad from Edenton to Suffolk, Virginia,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Banner, Barnett, Bowman, Carey, Caw-

thorn, Cherry, Davis, Dixon, Downing, Ellington, Farrow, Forkner, Foster, Gahagan, Gilbert, Gunter, Hilliard, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kinney, Laflin, Malone, McMillan, Moore of Chowan, Morrill, Morris, Price, Robbins, Reynolds, Sinclair, Simonds, Snipes, Stilley, Sykes, Thompson, Vest, Waldrop, White, Wilkie, Williamson, Wilson and Wiswall—45.

Those who voted in the negative were:

Messrs. Ashworth, Blair, Boddie, Carson, Ellis, Gibson, Hawkins, Hicks, Hodnett, Hoffman, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Mendenhall, Nicholson, Painter, Robinson, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Williams of Harnett and Williams of Sampson—28.

A bill to authorize the construction of a Rail Road through the Counties of Nash or Wilson, Johnston, Harnett, Cumberland, and Robeson, it being a substitute for a bill to amend the charter of the Western Rail Road Company, and to build a branch of said Road to the Town of Selma, in Johnston County, was taken up.

And the same failed to pass its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Cawthorn, Ellis, Gahagan, Gibson, Hawkins, Hendricks, Hodgin, Hodnett, Hoffman, Horney, Humphries, Jarvis, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Matheson, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Robinson, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Waldrop and Welch—42.

Those who voted in the negative were:

Messrs. Armstrong, Barnett, Carey, Cherry, Crawford, Davis, Dixon, Farrow, Forkner, Foster, Gilbert, Gunter, Harris of Wake, Hayes, Hilliard, Hudgings, Justus of Henderson,

Justice of Rutherford, Kinney, Laflin, Malone, Mayo, McMillan, Moore of Chowan, Morris, Price, Proctor, Renfrow, Robbins, Sinclair, Stilley, Sykes, Thompson, Vest, White, Wilkie, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—41.

A bill to incorporate the Charlotte Rail Road Company was, on motion of Mr. Justice, of Rutherford, indefinitely postponed.

A bill to authorize the construction of a Rail Road from Neuse River to Fayetteville was taken up.

Mr. Allison moved to indefinitely postpone the same,

And, on this motion called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Cawthorn, Ellis, Ellington, Farrow, Foster, Gibson, Hawkins, Hayes, Hendricks, Hicks, Hodgin, Hodnett, Hoffman, Horney, Humphries, Jarvis, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Matheson, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Price, Proctor, Robinson, Reynolds, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Vestal, Welch and Wilson—49.

Those who voted in the negative were:

Messrs. Armstrong, Barnett, Cherry, Crawford, Davis, Dixon, Downing, Forkner, Gibson, Hudgings, Justus of Henderson, Justice of Rutherford, Malone, Mayo, McCanless, McMillan, Morris, Renfrow, Robbins, Simonds, Smith of Martin, Stilley, Sykes, Thompson, Vest, Wilkie, Williams of Harnett, Williams of Sampson and Williamson—30.

A message was received from the Governor transmitting affidavits concerning the burning of certain coupon bonds in the office of the State Treasurer.

Referred to Finance Committee.

The hour for the second Special Order having arrived, it being

A motion to suspend the rules in order to move to lay on the table a motion to reconsider the vote by which the bill concerning certain Rail Road appropriations, submitting the same to a vote of the people passed its second reading,

The same was taken up.

Mr. Mendenhall called for the yeas and nays.

The call being sustained,

The rules were suspended by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnes, Blair, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Estes, Farrow, Forkner, Gahagan, Gibson, Gilbert, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hendricks, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Morrill, Morris, Nicholson, Painter, Parker, Price, Proctor, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Sykes, Thompson, Vestal, Waldrop, Welch, White, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—73.

Those who voted in the negative were:

Messrs. Barnett, Downing, Ellington, Hicks, Hilliard, Laflin, McCanless and Vest—48.

The motion to table then prevailed.

On motion of Mr, Estes,

The bill was then referred to a Special Committee of three, to be appointed by the Speaker, with instructions to report at 4½ o'clock, P. M,

The Speaker appointed Messrs. Gilbert, Estes and Stilley as the Special Committee just authorized.

The House then adjourned.

AFTERNOON SESSION.

3½ o'clock, P. M.

A bill to authorize the Commissioners of Hertford County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Farrow, Forkner, Gahagan, Gibson, Graham, Gunter, Hawkins, Hayes, Hendricks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Justus of Henderson, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Mendenhall, Moore of Chowan, Morris, Nicholson, Price, Renfrow, Robbins, Robinson, Reynolds, Shaver, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—61.

Mr. Ellis voted in the negative.

A bill to authorize the Commissioners of Person County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Farrow, Forkner, Gahagan, Gibson, Graham, Gunter, Harris of Franklin, Hayes, Hendricks, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Justus of Henderson, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moore of Chowan, Morris, Nicholson, Painter, Price, Reynolds, Siegrist, Sinclair, Simonds, Smith of Alleghany, Snipes, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—61.

Those who voted in the negative were:

Messrs. Hawkins and Shaver—2.

A bill to authorize the Commissioners of Henderson County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Estes, Farrow, Forkner, Foster, Gahagan, Gibson, Gilbert, Graham, Harris of Franklin, Hayes, Hicks, Hinnant, Hodgin, Hodnett, Horney, Humphries, Justus of Henderson, Kelly of Davie, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Matheson, Mayo, McCanless, McMillan, Mendenhall, Morris, Price, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Thompson, Vestal, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall—62.

Those who voted in the negative were:

Messrs. Hendricks and Parker—2.

A bill to authorize the Commissioners of Polk County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Davis, Farrow, Forkner, Foster, Gahagan, Gibson, Gilbert, Harris of Franklin, Hawkins, Hayes, Hicks, Hinnant, Hodnett, Horney, Hudgings, Justus of Henderson, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McCanless, Morris, Painter, Price, Robbins, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson and Wilson—59.

The hour for the first Special Order having arrived, it being

A motion to reconsider the vote by which a resolution concerning the Albemarle and Chesapeake Canal failed to pass its second reading,

The same was taken up.

The resolution passed its second reading.

On its third reading,

Mr. Siegrist called for the yeas and nays.

The call being sustained,

The resolution passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Carson, Carey, Cawthorn, Cherry, Estes, Farrow, Forkner, Foster, Gilbert, Harris of Wake, Horney, Humphries, Hudgings, Jarvis, Kelly of Davie, Kelly of Moore, Kinney, Leary, McCanless, McMillan, Mendenhall, Moore of Chowan, Parker, Reynolds, Sinclair, Simonds, Snipes, Stilley, Sykes, White, Williamson, Wilson and Wiswall—41.

Those who voted in the negative were:

Messrs. Boddie, Davis, Ellis, Gahagan, Gibson, Graham, Gunter, Harris of Franklin, Hawkins, Hayes, Hicks, Hodgin, Hodnett, Hoffman, Justus of Henderson, Long of Chatham, Long of Richmond, Malone, Mayo, Painter, Price, Renfrow, Robbins, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Williams of Harnett, and Williams of Sampson—36.

Mr. Gilbert, from the Special Committee, to whom was referred a bill concerning certain Rail Road appropriations, &c., reported the same favorably, and the same, being Special, was taken up.

The bill passed its second reading.

Mr. Harris, of Wake, offered a substitute for section 6.

The substitute was adopted.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Ellis, Estes, Ferebee, Forkner, Foster, Gahagan, Gibson, Gilbert, Graham, Gunter, Harris of

Franklin, Hawkins, Hayes, Hinnant, Hodnett, Hoffman, Horney, Humphries, Hudgings, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Nicholson, Painter, Parker, Pou, Price, Robbins, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stilley, Sweat, Sykes, Vestal, Waldrop, Welch, White, Williams of Harnett, Williams of Sampson, Williamson and Wilson—80.

Those who voted in the negative were:

Messrs. Barnett, McCanless and Thompson—3.

A motion to reconsider the vote just taken was made and

Laid on the table.

A message was received from the Senate transmitting for consideration of the House,

A bill relating to division fences;

A bill authorizing the Commissioners of Martin County to levy a special tax;

A bill authorizing the Commissioners of Wayne County to levy a special tax;

A bill to prevent the sale of spirituous liquor within five miles of Rutherford Seminary;

A bill respecting the County Treasurer;

A bill to incorporate the Cooper Association of Wilmington;

A bill to incorporate the Halifax Co-operative business Association;

A bill to facilitate the transfer of business from the military to the civil courts;

A bill to incorporate Union Lodge, A. Y. M., in Forsyth County; and

A bill to incorporate the town of Lexington, in the County of Davidson.

Mr. Williamson, by leave, introduced

A bill to authorize the election of an additional Magistrate for the Township of Louisburg, Franklin County.

Referred to Committee on Corporations.

A bill to authorize the Commissioners of Warren County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnett, Barnes, Blair, Bowman, Carson, Carey, Cawthorn, Cherry, Crawford, Davis, Dixon, Ellis, Estes, Ferebee, Forkner, Foster, Gilbert, Graham, Gunter, Harris of Franklin, Hawkins, Hayes, Hendricks, Hilliard, Hodgin, Hodnett, Horney, Humphries, Hudgings, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Laflin, Leary, Long of Chatham, Long of Richmond, Malone, McMillan, Mendenhall, Moore of Chowan, Morrill, Nicholson, Painter, Price, Robbins, Reynolds, Seymour, Shaver, Sinclair, Simonds, Stilley, Sweat, Thompson, Vest, Waldrop, Welch, Williams of Sampson, Williamson and Wilson—63.

Those who voted in the negative were:

Messrs. Hicks and Parker—2.

Mr. Moore, of Chowan, having previously given notice, moved

A reconsideration of the vote by which a bill in relation to the State Canal from Lake Landing, on Mattamuskeet Lake, to Ysocking Creek, failed to pass its second reading,

Mr. Pou called for the yeas and nays.

The call being sustained,

The motion to reconsider was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Barnett, Bowman, Carey, Cawthorn, Cherry, Crawford, Davis, Davidson, Ferebee, Foster, Harris of Wake, Hayes, Hodgin, Humphries, Kelly of Davie, Kinney, Malone, Mayo, McMillan, Mendenhall, Moore of Chowan, Nicholson, Parker, Shaver, Sinclair, Snipes, Stilley and Williamson—31.

Those who voted in the negative were:

Messrs. Ashworth, Banner, Blair, Boddie, Carson, Ellis, Estes, Forkner, Gibson, Gilbert, Hawkins, Hendricks, Hin-

nant, Hodnett, Hofiman, Horney, Justus of Henderson, Kelly of Moore, Long of Chatham, Long of Richmond, Matheson, McCanless, Painter, Pou, Siegrist, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Vest, Waldrop, Welch, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—36.

On motion of Mr. Vest,

The House then adjourned.

TUESDAY, April 6th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. McMillan introduced

A bill to re-enact the charter of the town of Magnolia.

Laid over.

The following named bills passed their second and third readings:

A bill concerning Guardian and Ward;

A bill to prevent the taking of illegal fees under title 17, of the Code of Civil Procedure, &c.;

Amendments to the Code of Civil Procedure;

A bill relating to special proceedings in cases of mills;

A bill to provide for holding special term of the Superior Courts;

A bill to amend chapter 40 of Revised Code;

A bill to define and punish bribery;

A bill to add another section to be marked "Section 460," to chapter 7, title 19 of the Code of Civil Procedure; and

A bill to regulate proceedings in the partition and sale of real and personal property.

Mr. Harris, of Wake, introduced

A bill in favor of J. I. Moore, Sheriff of Granville County,

And obtained thereon a suspension of the rules.

The resolution was amended so as to include the Sheriffs of Franklin, Haywood and Alamance Counties; and

Passed its several readings.

Mr. Painter, from the Committee on Counties and Townships, reported

A bill concerning Townships, favorably,

And obtained thereon a suspension of the rules.

Mr. Hodnett moved to amend by inserting "Caswell."

Adopted.

Mr. Vest moved to amend section 5, line 2, by inserting after the word "law," the words "at such place in each Township as the County Commissioners may designate."

Adopted.

Mr. Laflin moved to amend by striking out "Pitt."

Adopted.

Mr. Sinclair offered an additional section to be entitled "Section 21."

Adopted.

Mr. Seymour offered an additional section to be entitled "Section 4."

Adopted.

The bill then passed its final reading.

A motion to reconsider the vote just taken was made and tabled.

A message was received from the Senate with information that that body refused to concur in House amendments to the bill to provide for a system of public instruction, and proposing a Committee of Conference on the subject.

On motion of Mr. Stilley,

The House refused to recede from its amendments, and concurred in the proposition to raise a Committee of Conference, and

The Speaker appointed on the House branch of the Committee, Messrs. Bowman, Estes, Jarvis, Hodgin and Leary.

Mr. Laflin, from the Committee on Internal Improvements, reported

A bill to enable the Chatham Rail Road Company to complete its road, favorably; and

A bill to incorporate the Elizabeth City and Norfolk Rail Road Company, favorably;

A bill to amend the charter of the Atlantic Tennessee and Ohio Rail Road Company.

On motion of Mr. Laflin, the same were made Special in the order in which reported for the hour of four o'clock, P. M.

The hour for the first Special Order having arrived, it being

A bill to authorize the State to build a Rail Road from the City of Wilmington to Plymouth.

The same was taken up.

Mr. Seymour offered a proviso to the bill,

Pending which,

A message was received from the Governor transmitting a communication from the Secretary of State in relation to additional clerical force in the office of the Secretary.

Laid over.

Mr. Barnett introduced a bill concerning salaries of Judges of the Superior and Supreme Courts.

Laid over.

AFTERNOON SESSION.

3½ o'clock, P. M.

Mr. Pou moved a reconsideration of the vote by which the bill in relation to Mattamuskeet and Ysocking Creek Canal

failed to pass its second reading, and moved that the motion to reconsider be made Special for Wednesday at 11½ o'clock.

The motion prevailed.

Mr. Gunter introduced

A bill to authorize the Commissioners of Chatham County to levy a special tax.

Laid over.

On motion of Mr. Ashworth,

The rules were suspended and

A bill to authorize the exchange of certain bonds issued during the war for Internal Improvement purposes, for new bonds, was taken up.

Mr. Pou moved to indefinitely postpone the same,

And on this motion called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Barnes, Carson, Carey, Cawthorn, Cherry, Dixon, Downing, Ellis, Ferebee, Forkner, Foster, Gibson, Gilbert, Graham, Gunter, Harris of Franklin, Harris of Wake, Hilliard, High, Hinnant, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Kelly of Moore, Kinney, Laflin, Long of Chatham, Matheson, Mayo, Moring, Moore of Chowan, Morrill, Morris, Parker, Pearson, Pou, Ragland, Renfrow, Siegrist, Simonds, Smith of Wayne, Snipes, Stanton, Sweat, Sykes, Vestal, Vest, Waldrop, Wilkie, Williams of Sampson, Williamson and Wilson—55.

Those who voted in the negative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Blair, Farrow, Hawkins, Hayes, Hodnett, Jarvis, Kelly of Davie, McCauless, McMillan, Mendenhall, Moore of Alamance, Nicholson, Painter, Robinson, Shaver, Sinclair, Smith of Alleghany, Thompson, Williams of Harnett, and Wiswall—25.

The unfinished business of the morning was taken up.

The question recurring on the amendment offered by Mr. Seymour,

On motion the yeas and nays were ordered,

And the amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey Cawthorn, Ellis, Estes, Ferebee, Forkner, Foster, Gibson, Gilbert, Gunter, Harris of Wake, Hawkins, Hayes, High, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Humphries, Jarvis, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Matheson, Mendenhall, Moring, Moore of Alamance, Morrill, Painter, Parker, Pou, Robinson, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Waldrop, Welch, Williams of Sampson, Wilson and Wiswall—59.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Crawford, Davis, Dixon, Downing, Ellington, Farrow, Harris of Franklin, Hilliard, Hudgings, Laflin, Mayo, McCanless, McMillan,, Moore of Chowan, Ragland, Renfrow, Sinclair, Simonds, Stilley, Sykes, Thompson, Vest, White, Wilkie and Williamson—27.

On motion of Mr. Laflin,

The bill was then laid on the table.

The hour for the first Special Order having arrived, it being

A bill to enable the Chatham Rail Road Company to complete its road,

The same was taken up.

Mr. Welch moved to amend section 2 by inserting after the word "kind," the words "of that portion of Rail Road South of the Western Rail Road."

Pending which,

On motion of Mr. Estes,

The House adjourned.

WEDNESDAY, April 7th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Shaver, of the House.

Mr. Malone introduced

A bill to require Sheriffs to give additional bonds.

Referred to Judiciary Committee.

Mr. Estes, from the Committee of Conference on the bill to provide for a system of public instruction, submitted the following as a majority report:

The Committee of Conference, to whom was referred the disagreement between the Senate and House of Representatives on the bill entitled "An act to provide for a system of public instruction," have considered the report.

They respectfully recommend that the Senate concur in House amendment to sections 2, 3, 4, 5, 6, 7, 9, 11, 13, 14, 21, 22, 23, 24, 25, 26, 32, 34, 41, 42, 46, 60, 63, 70, 72, 77, 80, 81, and that the Senate concur in House amendments to line 6, of section 29, and in amendments to section 38, line 4.

The Committee further recommend that the House of Representatives recede from amendment to sections 10, 28, 29, line 5, and in line 9, section 33, section 38, lines 5 to 7, sections 40, 47, 59, 62 and 66, a majority concurring.

Mr. Jarvis submitted the following as the minority report:

The undersigned, members of the Committee of Conference between the Senate and House of Representatives in relation to the amendments to the substitute for an act to provide for a system of public instruction, dissent from the report made by said Committee, and respectfully recommend that the House do not recede from its amendments, striking out the 33d section, but that the Senate concur in said amendments. We believe that the Township Board of Trustees, under the

supervision of the County Commissioners by the Constitution, have exclusive control of the taxes to be levied, and we are unwilling to invest the School Committee with this extraordinary power to which no limitation is proposed.

JOHN W. GRAHAM,
THOS. J. JARVIS.

A message was received from the Senate transmitting for consideration of the House,

A bill to provide for the erection of a penitentiary;

A bill to provide for the payment of the burial expenses of the late Hon. D. J. Rich; and

A bill to amend the charter of the City of New Berne, and to authorize an issue of bonds by the same.

A bill to authorize the Commissioners of Chatham County to levy a special tax,

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Cherry, Dixon, Downing, Estes, Farrow, French, Gibson, Gilbert, Graham, Gunter, Hayes, Hicks, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Matheson, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Morris, Nicholson, Price, Ragland, Renfrow, Robbins, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Thompson, Vestal, Vest, Waldrop, Welch, Williams of Harnett, Williams of Sampson, Williamson, Wilson and Wiswall -68.

Mr. Pearson voted in the negative.

Mr. Estes introduced

A bill supplemental to a bill to raise revenue.

Passed second and third reading under suspension of the rules.

Mr. Estes introduced

A bill in relation to the amercement of property for taxes for the year 1869.

Passed second and third readings under suspension of the rules.

Mr. Malone introduced

A resolution concerning Rail Roads.

Referred to Judiciary Committee.

The following named bills passed their second and third readings:

A bill to regulate the salary and fee of the Supreme Court Clerk;

A bill to provide a Board of Public Charities;

A bill to amend certain sections of the Code of Civil Procedure;

A bill to provide a trial jury for the second week of the term of the Superior Court; and

A bill respecting the County Treasurer.

A bill relating to division of fences, passed second reading.

Mr. Morris moved to amend the same by striking out the word "freeholder," wherever occurring, and inserting "person qualified to act as juror."

Adopted.

The bill, as amended, then passed its final reading.

The hour for the first Special Order having arrived, it being

A bill to authorize the construction of a Rail Road from Edenton to Suffolk, Virginia,

The same was taken up, and the bill

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Barnett, Blair, Carey, Cawthorn, Cherry, Crawford, Davis, Dixon, Downing, Ellington, Farrow, Forkner, Foster, French, Gahagan, Gatling, Gunter, Harris of Wake, Hayes, Hilliard, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Laflin, Malone, Mayo, Moring, Moore of Chowan, Morrill, Morris, Peck, Price, Ragland,

Renfrow, Robbins, Reynolds, Sinclair, Simonds, Snipes, Stilley, Sykes, Vest, Waldrop, White, Wilkie, Williamson and Wilson —49.

Those who voted in the negative were:

Messrs. Banner, Barnes, Boddie, Carson, Davidson, Ellis, Gibson, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Kelly of Moore, Long of Richmond, Matheson, McCanless, Mendenhall, Moore of Alamance, Nicholson, Painter, Pou, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Vestal, Williams of Harnett, and Williams of Sampson—32.

Mr. Moore, of Chowan, moved a reconsideration of the vote just taken.

Mr. Downing moved to lay the motion on the table,

And the motion to table prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Barnett, Blair, Carson, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Ellington, Estes, Forkner, French, Gatling, Gunter, Harris of Wake, Hayes, Hilliard, Humphries, Hudgings, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Richmond, Malone, Mayo, Moring, Moore of Chowan, Morrill, Morris, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Snipes, Stilley, Sykes, Vest, White, Williams of Sampson, Williamson and Wilson—48.

Those who voted in the negative were:

Messrs. Banner, Barnes, Boddie, Ellis, Gibson, Hawkins, Hicks, Hinnant, Hodnett, Hoffman, McCanless, Mendenhall, Nicholson, Painter, Pou, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Vestal, Welch and Wiswall —23.

The bill to enable the Chatham Rail Road Company to complete its road was taken up.

The question recurring on the amendment offered by Mr. Welch,

Mr. Seymour moved to lay the bill on the table,

And on this motion called for the yeas and nays.

The call being sustained,

The House refused to table by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Blair, Boddie, Carson, Davis, Ellis, Farrow, Foster, Gibson, Gilbert, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Leary, Long of Richmond, Matheson, Nicholson, Painter, Parker, Pearson, Pou, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Waldrop, Welch, White, Wilkie, Wilson and Wiswall—39.

Those who voted in the negative were:

Messrs. Allison, Argo, Banner, Barnett, Carey, Cawthorn, Crawford, Downing, Ellington, Forkner, Gahagan, Gatling, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Malone, Mayo, Mendenhall, Moring, Moore of Alamance, Moore of Chowan, Morrill, Ragland, Renfrow, Robbins, Robinson, Reynolds, Sinclair, Simonds, Stevens, Stilley, Sykes, Thompson, Vest and Williams of Harnett—46.

Mr. Pou moved to postpone the bill indefinitely,

And on this motion called the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Barnes, Blair, Boddie, Carson, Ellis, Foster, Gibson, Gilbert, Hawkins, Hinnant, Hodgin, Hoffman, Horney, Leary, McCanless, Nicholson, Painter, Parker, Pearson, Pou, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Thompson, Vestal, Waldrop, Welch, White, Wilkie, Williams of Sampson and Wilson—37.

Tho who voted in the negative were:

Messrs. Barnett, Carey, Cawthorn, Cherry, Crawford, Downing, Ellington, Estes, Farrow, Forkner, French, Gatling, Gra-

ham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, Mendenhall, Moore of Alamance, Moore of Chowan, Morrill, Morris, Peck, Price, Ragland, Renfrow, Robbins, Robinson, Reynolds, Sinclair, Simonds, Stilley, Sykes, Vest, Williams of Harnett, Williamson and Wiswall—50.

The question recurring on the amendment offered by Mr. Welch,

Mr. Painter called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Barnes, Blair, Boddie, Carson, Ellis, Foster, Gibson, Gilbert, Hawkins, Hinnant, Hodgin, Hodnett, Hoffman, Horney, Kinney, Leary, McCanless, Nicholson, Painter, Parker, Pearson, Pou, Seymour, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Thompson, Vestal, Welch, White, Williams of Sampson, and Wilson—37.

Those who voted in the negative were:

Messrs. Ames, Barnett, Carey, Cawthorn, Crawford, Downing, Ellington, Estes, Forkner, French, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, Mendenhall, Moring, Moore of Chowan, Morrill, Price, Ragland, Renfrow, Robbins, Siegrist, Sinclair, Simonds, Stevens, Stilley, Sykes, Vest, Waldrop, Williams of Harnett, Williamson and Wiswall—46.

Mr. Sweat offered an amendment, as a proviso, submitting the provisions of the bill to a vote of the people.

On the adoption of this amendment,

Mr. Leary called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Ashworth, Banner, Barnes, Blair, Boddie, Carson, Ellis, Foster, Gibson, Gilbert, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Horney, Kinney, Leary, McCanless, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Pearson, Pou, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Vestal, Welch, Wilkie and Wilson—39.

Those who voted in the negative were:

Messrs. Ames, Barnett, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Ellington, Estes, Forkner, French, Gatling, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Moring, Moore of Chowan, Morrill, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Stevens, Stilley, Sykes, Vest, Waldrop, White, Williams of Harnett, Williamson and Wiswall—51.

Mr. Welch then moved to amend the bill by striking out all after the word " them," in section 2, line 10,

And on this amendment called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Blair, Boddie, Carson, Ellis, Foster, Gatling, Gilbert, Hawkins, Hinnant, Horney, Leary, Mendenhall, Moore of Alamance, Nicholson, Painter, Parker, Pearson, Pou, Seymour, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Vestal, Welch, Wilkie and Wilson—29.

Those who voted in the negative were:

Messrs. Armstrong, Barnett, Carey, Cawthorn, Crawford, Davis, Downing, Ellington, Forkner, Gibson, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Kinney, Laflin, Long of Chatham, Mayo, McCanless,

Moring, Moore of Chowan, Morrill, Peck, Price, Ragland, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Stevens, Stilley, Waldrop, Williamson and Wiswall—42.

The bill then passed its second reading by the following vote:

Those who voted in the affimative were:

Messrs. Ames, Barnett, Carey, Cawthorn, Crawford, Dixon, Downing, Ellington, Forkner, Gatling, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Laflin, Long of Chatham, Long of Richmond, Malone, Mayo, Moring, Moore of Chowan, Morrill, Peck, Ragland, Renfrow, Robbins, Reynolds, Sinclair, Simonds, Stevens, Stilley, Sykes, Vest, White, Williams of Harnett, Williamson and Wiswall—43.

Those who voted in the negative were:

Messrs. Allison, Argo, Ashworth, Blair, Boddie, Carson, Davis, Foster, Gibson, Gilbert, Hawkins, Hicks, Hinnant, Hodgin, Hoffman, Horney, Leary, McCanless, McMillan, Mendenhall, Nicholson, Painter, Parker, Pearson, Pou, Price, Robinson, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Sweat, Thompson, Vestal, Welch, Wilkie, Williams of Sampson, and Wilson—41.

On motion of Mr. Laflin,

The House then adjourned.

AFTERNOON SESSION.

3½ o'clock, P. M.

Mr. Estes, from the Committee on Finance, to whom was referred a message from the Governor in relation to additional

clerical force in the office of the Secretary of State, reported a resolution concerning the same.

Laid over.

Mr. Estes introduced

A resolution in relation to the cancelation of bonds.

Adopted under suspension of the rules.

Mr. Laflin introduced

A resolution in favor of John Foley.

Referred to Judiciary Committee.

Mr. Argo introduced

A resolution in relation to the publication of certain acts.

Laid over.

A bill concerning Inspectors for the City of Wilmington was taken up.

Mr. Price offered a substitute for the same.

On the adoption of the substitute

Mr. Estes called for the yeas and nays.

The call being sustained,

The substitute was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Banner, Barnett, Blair, Carson, Carey, Cherry, Estes, Forkner, Gilbert, Graham, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Hodnett, Hoffman, Horney, Hudgings, Kelly of Davie, Kinney, Leary, Long of Chatham, Mayo, Mendenhall, Moring, Moore of Alamance, Morrill, Morris, Parker, Pearson, Peck, Pou, Price, Robbins, Reynolds, Simonds, Snipes, Stevens, Stilley, Sweat, Sykes, Vest, Williams of Sampson, Williamson and Wilson—46.

Those who voted in the negative were:

Messrs. Allison, Argo, Armstrong, Boddie, Ellis, Ellington, Foster, French, Gibson, Hawkins, Hinnant, Humphries, Justus of Henderson, Justice of Rutherford, Kelly of Moore, Long of Richmond, Matheson, McMillan, Nicholson, Painter, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Thompson, Vestal, Waldrop, White and Williams of Harnett—31.

The bill then passed its second reading by the following vote, (the yeas and nays having been ordered, on motion of Mr. French):

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Boddie, Carson, Carey, Cawthorn, Cherry, Ellis, Estes, Forkner, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, Moring, Morrill, Morris, Nicholson, Painter, Parker, Pearson, Peck, Pou, Price, Robbins, Robinson, Reynolds, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, Williams of Harnett, Williamson and Wilson—64.

Those who voted in the negative were:

Messrs. Blair, Ellington, Foster, French, Gibson, Gunter, Hawkins, Horney, McMillan, Mendenhall, Moore of Alamance and Shaver, —11.

On motion of Mr. Price,

The rules were suspended, in order to place the bill on its third reading.

Mr. McMillan moved to amend by inserting two additional sections, to be titled sections 3 and 4.

Adopted.

The bill, as amended, then passed its final reading.

The House then adjourned.

THURSDAY, April 8th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

Mr. French asked for and was granted leave to enter the following upon the Journal as a protest:

Whereas, On the 7th day of April, A. D. 1869, there was under consideration in the House of Representatives of the State of North Carolina, a bill in relation to Inspectors for the City and Port of Wilmington, and after the bill had passed its second reading, and a motion was made to "suspend the rules," in order to put said bill upon its third reading, upon putting that question, Mr. French, of New Hanover, moved that the yeas and nays be called *in order that they might be recorded upon the Journal*, which motion was seconded by Mr. Ellington, of Rockingham, and which motion was *ruled out of order by the Speaker pro tempore*, and,

Whereas, section 25, Article II of the Constitution declares that "All bills and resolutions of a legislative nature shall be read three times, in each House, before they pass into laws," and section 28, Article II, declares that "Upon motion made and seconded in either House by one-fifth of the members present *the yeas and nays upon any question* shall be taken and entered upon the Journals," and,

Whereas, Rule 38, of the "Rules and order of conducting the business of the House of Representatives," declares that "no standing rule or order shall be reconsidered, altered or suspended without one day's notice given of the motion thereof, and to sustain such motion *two-thirds of the House shall be required*, and

Whereas, the then Speaker of the House *pro tempore* did not, as was his duty, put the question for the yeas and nays, after the motion was made and seconded,

The undersigned respectfully, but earnestly protests against

the passage *in this unconstitutional manner*, of a measure which he believes to be of a partisan character, and likely to breed disorder and turmoil among his constituents to the prejudice of good order and the public interests, also to protest against such a measure passing the Legislature and becoming a law without being submitted to a vote of the people of the County directly interested, the parties favoring the bill having expressed themselves upon the floor as being in favor of an amendment submitting the bill to the people and then preventing its adoption.

GEO. Z. FRENCH,
Representative from New Hanover County.

A bill to incorporate the Cooper Association of Wilmington,

Passed its second and third readings, under suspension of the rules.

A message was received from the Senate, transmitting for consideration of the House,

A bill to provide for the election of Commissioners of Navigation and Pilotage for the port of Beaufort, North Carolina;

A bill to authorize the Commissioners of Columbus County to levy a special tax;

A bill establishing the line between the Counties of Alamance and Chatham;

A bill to incorporate the Pine Forest Lodge, and

A bill to incorporate the Bank of Mecklenburg.

A message was received from the Senate, transmitting for concurrence amendments to the bill to incorporate the Phœnix Transportation Company.

House concurred.

A bill to authorize the Commissioners of Chatham County to levy a special tax,

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Carson, Carey, Cawthorn, Cherry,

Davis, Davidson, Dixon, Downing, Estes, Ferebee, Forkner, French, Gibson, Gilbert, Graham, Gunter, Hawkins, Hicks, Hilliard, Hodgin, Hodnett, Hoffman, Horney, Humphries, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McCanless, McMillan, Moore of Alamance, Morrill, Morris, Nicholson, Painter, Peck, Price, Proffitt, Robbins, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, White, Williams of Sampson, Williamson, Wilson and Wiswall—72.

Mr. Justice, of Rutherford, introduced

A resolution amending the rules of the House.

Adopted under suspension of the rules.

A bill to amend the charter of the City of Newbern and to authorize an issue of bonds by the same was taken up.

Mr. Harris moved to lay the bill on the table,

And, on this motion, called for and obtained the yeas and nays.

The call being sustained,

The motion was lost by the following vote:

Those who voted in the affirmative were:

Messrs. Ashworth, Barnes, Cawthorn, Cherry, Crawford, Downing, Ellington, Graham, Harris of Franklin, Harris of Wake, Hayes, Hendricks, Hicks, Hinnant, Hodnett, Hudgings, Kelly of Moore, Long of Chatham, Long of Richmond, Mayo, McCanless, Moring, Moore of Alamance, Nicholson, Price, Ragland, Renfrow, Sykes and Williamson—29.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Banner, Barnett, Blair, Boddie, Carey, Davis, Ellis, Estes, Foster, Gibson, Gunter, Hawkins, Hilliard, Hodgin, Humphries, Justice of Rutherford, Kelly of Davie, Kinney, Leary, McMillan, Mendenhall, Morris, Pearson, Peck, Pou, Proffitt, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stanton, Stevens, Stilley, Sweat, Thompson, Vestal, Vest,

Waldrop, Welch, White, Williams of Sampson and Wilson—48.

The bill then passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Armstrong, Ashworth, Banner, Blair, Boddie, Carson, Carey, Crawford, Davis, Dixon, Ellis, Ellington, Estes, Ferebee, Forkner, Foster, Gibson, Gilbert, Gunter, Harris of Franklin, Hawkins, Hilliard, Hinnant, Hodgin, Hoffman, Horney, Humphries, Hudgings, Justus of Henderson, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Mayo, McMillan, Mendenhall, Morrill, Morris, Painter, Parker, Peck, Pou, Proffitt, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Wayne, Snipes, Stevens, Stilley, Sweat, Vestal, Vest, Waldrop, White, Wilkie, Williams of Sampson, Wilson and Wiswall—64.

Those who voted in the negative were:

Messrs. Barnett, Cawthorn, Cherry, Graham, Harris of Wake, Hayes, Malone, Price, Ragland, Renfrow and Williamson—11.

The bill passed its final reading.

Mr. Argo, by leave, introduced

A resolution concerning H. B. Guthrie, Sheriff of Orange County.

Adopted under suspension of the rules.

A bill to incorporate the Town of Rich Square,

Passed its second and third readings.

On motion of Mr. Justice,

The majority and minority reports from the Committee of Conference on Senate amendments to the bill to provide for a system of public instruction were taken up.

Mr. Justice moved the adoption of the minority as a substitute for the majority report,

And on this motion called the yeas and nays.

The call being sustained,

The motion prevailed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnes, Boddie, Davis, Davidson, Ellis, Ferebee, Foster, Gatling, Gibson, Gilbert, Gunter, Harris of Franklin, Hawkins, Hicks, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, McMillan, Moring, Moore of Alamance, Nicholson, Painter, Pou, Proffitt, Ragland, Robinson, Shaver, Smith of Alleghany, Smith of Wayne, Thompson, Vestal, Waldrop, Welch, Williams of Harnett, Williams of Sampson and Wilson—49.

Those who voted in the negative were:

Messrs. Ames, Blair, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Estes, Forkner, French, Graham, Harris of Wake, Hayes, Hodgin, Hoffman, Horney, Hudgings, Kinney, Laflin, Leary, Mayo, Mendenhall, Moore of Chowan, Morris, Parker, Pearson, Peck, Price, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Vest, White and Wiswall—43.

The question recurring on the adoption of the Committee report, as amended, the same was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnes, Boddie, Davis, Davidson, Ellis, Ferebee, Foster, Gatling, Gibson, Gilbert, Gunter, Harris of Franklin, Hawkins, Hinnant, Hodnett, Humphries, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, McMillan, Moring, Moore of Alamance, Nicholson, Painter, Pearson, Pou, Proffitt, Ragland, Robinson, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stilley, Thompson, Vestal, Waldrop, Welch, White, Wilkie, Williams of Harnett, Williams of Sampson and Wilson—56.

Those who voted in the negative were:

Messrs. Ames, Blair, Carey, Cherry, Crawford, Dixon, Down-

ing, Estes, Forkner, French, Graham, Harris of Wake, Hayes, Hodgin, Hudgings, Laflin, Mayo, Mendenhall, Moore of Chowan, Morrill, Morris, Parker, Peck, Price, Renfrow, Reynolds, Seymour, Sinclair, Simonds, Snipes, Stanton, Stevens, Sweat, Sykes, Vest and Wiswall—35.

A bill to re-enact the charter of the Town of Magnolia,

Passed its second and third readings.

Mr. Laflin, from the Committee on Internal Improvements, reported

A bill to authorize the exchange of North Carolina Rail Road stock for bonds of the State, and for the reduction of the State debt, favorably.

Upon which the rules were suspended.

Mr. Welch moved to postpone the bill indefinitely,

And on this motion called for the yeas and nays.

The call being sustained,

The motion prevailed by the following vote :

Those who voted in the affirmative were :

Messrs. Ames, Argo, Armstrong, Ashworth Banner, Barnes, Blair, Boddie, Davis, Davidson, Ellis, Forkner, Foster, French, Gibson, Graham, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hicks, Hinnant, Hodgin, Hodnett, Hoffman, Humphries, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Moore of Chowan, Nicholson, Painter, Parker, Pou, Proffitt, Ragland, Robinson, Seymour, Shaver, Siegrist, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Vestal, Waldrop, Welch, White, Wilkie, Williams of Harnett, Williams of Sampson, Williamson and Wilson—65.

Those who voted in the negative were :

Messrs. Barnett, Carey, Cawthorn, Crawford, Dixon, Downing, Estes, Hayes, Horney, Hudgings, Morrill, Morris, Peck, Price, Reynolds, Sinclair, Stevens and Vest—19.

The House then adjourned.

AFTERNOON SESSION.

3½ o'clock, P. M.

Mr. Estes introduced

A bill to amend an act to provide for funding the matured interest on the public debt.

Passed second and third readings under suspension of the rules.

A message was received from the Senate transmitting the following resolutions:

Whereas, In the dispensation of Providence, the Hon. Richard I. Wynne, Senator from the 19th Senatorial District, has been called from this life:

Resolved, That the General Assembly have learned with deep regret the death of the Hon. Richard I. Wynne, Senator from the 19th Senatorial District.

Resolved, That the General Assembly will accompany the remains to the depot, and wear the usual badge of mourning for thirty days in memory of the deceased.

Resolved, That a Committee of two Senators and two Representatives be appointed respectively by the President of the Senate and the Speaker of the House, to attend the body of the deceased to its final resting place.

Resolved, That in respect to the deceased, the General Assembly do now adjourn.

The House concurred in the adoption of the same.

The House then adjourned.

FRIDAY, April 9th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long, of the House.

On motion of Mr. Sinclair,

The rules were suspended and

A resolution in relation to direct trade was taken up.

On motion of Mr. Painter,

The resolution was tabled.

The House concurred in Senate amendments to the bill concerning the powers and duties of State officers.

Mr. Wiswall presented

A petition from C. C. Henderson, which was

Referred to Committee on Finance.

On motion of Mr. Pou,

The rules were suspended and

The bill to provide for the erection of a Penitentiary was taken up, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Banner, Barnett, Barnes, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Davidson, Dixon, Ellis, Ellington, Estes, Ferebee, Forkner, French, Gahagan, Gatling, Gibson, Gilbert, Graham, Green, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hendricks, Hicks, Hodgin, Hoffman, Hudgings, Jarvis, Justice of Rutherford, Kelly of Davie, Kinney, Long of Richmond, Malone, Mayo, McCanless, Mendenhall, Moring, Moore of Alamance, Parker, Pearson, Pou, Proffitt, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Thompson, Vest, White, Whitley, Wilkie, Williams of Sampson, Williamson, Wilson and Wiswall—72.

Those who voted in the negative were:

Messrs. Downing, Gunter, Justus of Henderson, Kelly of

Moore, Long of Chatham, Renfrow, Waldrop and Williams of Harnett—8.

On motion of Mr. Barnett,

The rules were suspended and

A bill to enable the Chatham Rail Road Company to complete its Road was taken up.

Mr. Barnett called the previous question on the final passage of the bill.

The question being,

"Shall the main question be now put?"

Mr. Seymour called for the yeas and nays.

The call being sustained,

The call for the previous question was sustained by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Barnett, Candler, Carey, Cawthorn, Cherry, Crawford, Davidson, Downing, Ellis, Ellington, Forkner, Gahagan, Gatling, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Hoffman, Hudgings, Jarvis, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Mayo, Moring, Moore of Alamance, Morrill, Morris, Peck, Proffitt, Ragland, Renfrow, Robinson, Reynolds, Siegrist, Sinclair, Simonds, Snipes, Stilley, Sykes, Vest, Williams of Harnett, Williamson and Wiswall—51.

Those who voted in the negative were:

Messrs. Ashworth, Boddie, Gibson, Hawkins, Leary, Mendenhall, Painter, Parker, Pou, Price, Seymour, Smith of Alleghany, Stanton, Sweat, Thompson, Welch, Wilkie, Williams of Sampson and Wilson—19.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Barnett, Carey, Cawthorn, Cherry, Crawford, Davidson, Dixon, Downing, Ellington, Forkner, Gahagan, Gatling, Graham, Gunter, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Hudgings, Justus of Henderson, Justice of

Rutherford, Kelly of Moore, Long of Chatham, Long of Richmond, Malone, Mayo, McCanless, Moring, Morrill, Morris, Peck, Proffitt, Ragland, Renfrow, Reynolds, Sinclair, Simonds, Stevens, Stilley, Sykes, Vest, Waldrop, Williams of Harnett, Williamson and Wiswall—46.

Those who voted in the negative were:

Messrs. Allison, Ashworth, Blair, Boddie, Ellis, Foster, Gibson, Hawkins, Hicks, Hinnant, Horney, Kelly of Davie, Leary, Mendenhall, Moore of Alamance, Painter, Parker, Pou, Price, Seymour, Shaver, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Welch, Whitley, Wilkie, Williams of Sampson, and Wilson—31.

Mr. Downing moved to reconsider the vote just taken, and moved to lay the motion to reconsider on the table, and

The motion to table prevailed.

A bill to authorize the Commissioners of Columbus County to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Crawford, Davidson, Dixon, Ellington, Forkner, French, Gahagan, Gatling, Gibson, Gilbert, Graham, Gunter, Harris of Wake, Hayes, Hicks, Hilliard, Hoffman, Horney, Hudgings, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Malone, Mayo, McCanless, McMillan, Mendenhall, Moring, Moore of Alamance, Morrill, Morris, Price, Proffitt, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williamson, Wilson and Wiswall—71.

Mr. Parker voted in the negative.

A bill to authorize the Commissioners of Brunswick County to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Crawford, Davidson, Ellington, Ferebee, Forkner, Gahagan, Gibson, Gilbert, Gunter, Hayes, Hilliard, Hoffman, Horney, Hudgings, Justus of Henderson, Kelly of Davie, Kelly of Moore, Leary, Malone, Mayo, McCanless, McMillan, Mendenhall, Moore of Alamance, Morrill, Morris, Painter, Pearson, Price, Proffitt, Renfrow, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Snipes, Stanton, Stilley, Sykes, Thompson, Waldrop, Welch, White, Whitley, Wilkie, Williamson, Wilson and Wiswall—63.

Those who voted in the negative were:

Messrs. Harris of Wake, Hicks and Parker—3.

A bill for the relief of John Foley, being amended by striking out the first section,

Passed its second and third readings.

A bill to authorize the Commissioners of New Hanover County to levy a special tax

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Armstrong, Ashworth, Banner, Barnett, Blair, Candler, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Ferebee, Forkner, French, Gahagan, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hayes, Hoffman, Horney, Hudgings, Justus of Henderson, Leary, Long of Chatham, Malone, Mayo, McCanless, Mendenhall, Morrill, Morris, Painter, Pearson, Price, Ragland, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vest, Waldrop, White, Whitley, Wilkie, Williamson, Wilson and Wiswall—64.

The following named bills were taken from the calendar and successively passed their several readings:

A bill to be entitled a general incorporation act;

A bill to punish persons for injuring or killing live stock;

A bill to amend section 21, chapter 34, of the Revised Code;

A bill in relation to the execution of certain mortgage deeds;

A bill to relieve the loss of negotiable promissory notes;

A bill to extend the operations of Title XII of the Code of Civil Procedure;

A bill to confer powers upon Commissioners of Counties;

A resolution requiring Rail Road Companies to report to the next session of the General Assembly;

A bill requiring Sheriffs to give sufficient bonds;

A bill to provide a manner for bringing suits against Rail Road Corporations;

A resolution authorizing the Public Treasurer to employ counsel;

A bill to incorporate the Halifax County Co-operative Business Association;

A bill to incorporate the North Carolina Agricultural Fair Association, and

A bill to incorporate the Warren County Co operative Business Company.

A message was received from the Senate, transmitting for concurrence amendments to the bill to make the act of going masked or disguised a misdemeanor, in which

The House concurred.

The hour for the first Special Order having arrived, it being

A bill to suspend the sale of property under execution issued from Justices of the Peace; the same was taken up.

Mr. Vest moved to amend the bill by striking out section third.

Adopted.

The bill being on its second reading,

Mr. Malone called the previous question.

The question being,

"Shall the main question be now put?"

The vote was decided in the affirmative, and the bill

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Banner, Barnett, Cherry, Davidson, Ellington, Ferebee, Gibson, Gilbert, Graham, Green, Gunter, Harris of Franklin, Harris of Wake, Hawkins, Hilliard, High, Justus of Henderson, Justice of Rutherford, Kelly of Davie, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Moring, Moore of Alamance, Morrill, Painter, Peck, Proffitt, Ragland, Sinclair, Simonds, Smith of Alleghany, Sykes, Vestal, Waldrop, Welch, Williams of Harnett and Williams of Sampson—44.

Those who voted in the negative were:

Messrs. Ames, Ashworth, Carson, Carey, Cawthorn, Crawford, Davis, Foster, Gahagan, Hayes, Horney, Hudgings, Leary, McCanless, Morris, Parker, Pearson, Renfrow, Seymour, Snipes, Stevens, Stilley, Sweat, Thompson, Vest, White, Whitley, Williamson and Wiswall—30.

A bill to defray the burial expenses of the late Hon. D. J. Rich was taken up.

The bill being on its second reading,

Mr. McMillan called for the yeas and nays.

The call being sustained,

The bill passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Candler, Carey, Cawthorn, Cherry, Crawford, Dixon, Downing, Ellington, Ferebee, Forkner, Foster, French, Gahagan, Hayes, Hilliard, Hoffman, Jarvis, Mayo, McCanless, Morrill, Parker, Pearson, Ragland, Renfrow, Robinson, Seymour, Shaver, Simonds, Snipes, Stevens, Stilley, Vest, Whitley, Williamson andWiswall—35.

Those who voted in the negative were:

Messrs. Ames, Armstrong, Ashworth, Boddie, Gibson, Harris of Wake, Hawkins, Hicks, Hinnant, Hudgings, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, McMillan, Pianter, Pou, Smith of Alleghany, Smith of Wayne, Stanton, Sweat, Thompson, Welch and Williams of Harnett—25.

The bill then passed its final reading.

A bill supplemental to an act to raise revenue, and

A bill granting certain powers to the Commissioners of Randolph County

Passed their several readings.

On motion of Mr. Vest,

The House then adjourned to meet again at 3½ o'clock, P. M.

AFTERNOON SESSION.

3½ o'clock, P. M.

A bill to amend Title XXI of the Code of Civil Procedure

Passed its several readings.

The bill to provide for the erection of a Penitentiary, etc., was taken up.

Mr. Pou moved to amend the bill by striking out, in section 1, the words "and approved by the General Assembly at its present session."

Adopted.

Mr. Gunter moved to amend by striking out, in section 1, the words "at or near Raleigh, Wake County," and inserting in lieu thereof the words "at or near Lockville, Chatham County,"

And, on this motion, called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Ashworth, Graham, Gunter, Harris of Wake, Hayes, Kelly of Moore, Leary, Long of Chatham, Sweat and Williams of Harnett—11.

Those who voted in the negative were:

Messrs. Argo, Armstrong, Banner, Barnett, Blair, Boddie,

Candler, Cawthorn, Cherry, Davidson, Ellington, Farrow, Ferebee, Forkner, Foster, French, Gahagan, Gatling, Gibson, Harris of Franklin, Hawkins, Hicks, Hilliard, High, Hinnant, Horney, Hudgings, Jarvis, Justice of Rutherford, Long of Richmond, Mayo, McCanless, Mendenhall, Moring, Moore of Alamance, Morrill, Painter, Parker, Pearson, Pou, Proctor, Ragland, Robinson, Reynolds, Seymour, Shaver, Siegrist, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sykes, Thompson, Vestal, Vest, Waldrop, Welch, White, Whitley and Williamson—62.

Mr. Shaver moved to amend by striking out, in section 1, the words "at or near Raleigh, Wake County," and inserting in lieu thereof the words "at or near Salisbury, Rowan County,"

And, on this motion, called for the yeas and nays.

The call being sustained,

The amendment was rejected by the following vote:

Those who voted in the affirmative were:

Messrs. Banner, Candler, Ellis, Graham, Green, Gunter, Hawkins, Kelly of Davie, Leary, Mendenhall, Moore of Alamance, Painter, Shaver, Siegrist, Smith of Alleghany, Sweat, Welch and Williams of Harnett—18.

Tho who voted in the negative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Boddie, Cawthorn, Cherry, Davidson, Dixon, Ellington, Farrow, Ferebee, Gahagan, Gibson, Harris of Franklin, Harris of Wake, Hayes, Hilliard, Hinnant, Horney, Hudgings, Kelly of Moore, Long of Chatham, Long of Richmond, Mayo, McCanless, Moring, Morrill, Parker, Pearson, Pou, Proctor, Robinson, Reynolds, Seymour, Simonds, Smith of Wayne, Snipes, Stanton, Stilley, Thompson, Vest, White, Whitley and Williams of Sampson—48.

Mr. Cawthorn moved to amend by striking out, in section 4, the name of "Alfred Howe," and inserting in lieu thereof the name of "Lemuel W. Boone."

On this motion,

Mr. Leary called for the yeas and nays.

The call being sustained,

The amendment was adopted by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Banner, Blair, Boddie, Candler, Davidson, Dixon, Ferebee, Franklin, French, Gahagan, Gibson, Graham, Green, Hicks, Hinnant, Hoffman, Hudgings, Justus of Henderson, Kelly of Davie, Long of Richmond, Mendenhall, Moring, Morrill, Pearson, Peck, Pou, Proffitt, Ragland, Renfrow, Robinson, Shaver, Sinclair, Smith of Alleghany, Smith of Wayne, Thompson, Vest, Williams of Harnett and Williams of Sampson—40.

Those who voted in the negative were:

Messrs. Allison, Ames, Barnett, Carey, Cawthorn, Cherry, Crawford, Ellington, Farrow, Gatling, Gunter, Harris of Wake, Hayes, Hilliard, Kelly of Moore, Leary, Long of Chatham, Mayo, McMillan, Moore of Alamance, Painter, Parker, Proctor, Reynolds, Siegrist, Snipes, Stanton, Stilley, Sweat, Sykes, Welch, Whitley and Williamson—33.

The bill then passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Ashworth, Banner, Barnett, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Crawford, Davidson, Dixon, Ellington, Farrow, Ferebee, Foster, French, Gahagan, Gatling, Gibson, Graham, Harris of Wake, Hayes, Hilliard, Hinnant, Hoffman, Horney, Hudgings, Kelly of Moore, Leary, Long of Richmond, Mayo, Mendenhall, Moring, Moore of Alamance, Morrill, Parker, Pearson, Pou, Proctor, Proffitt, Ragland, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vestal, Vest, Waldrop, Welch, Whitley, Williams of Harnett and Williamson—64.

Those who voted in the negative were:

Messrs. Armstrong, Gunter, Justus of Henderson, McMillan and Painter—5.

On motion of Mr. Leary,

The rules were suspended, and

A resolution in favor of the Assistant Clerk of the Senate was indefinitely postponed.

A message was received from the Senate, transmitting

A resolution concerning the *per diem* of Hon. Richard I. Wynne, deceased, which, under suspension of the rules, was

Adopted.

On motion of Mr. French,

The House then adjourned to meet againt at 8 o'clock, P. M.

EVENING SESSION.

8 o'clock, P. M.

A bill to charter the Bank of Mecklenburg,

And

A bill to authorize the Dan River and Coalfields Rail Road Company to construct and extend their Road,

Passed their several readings.

Mr. Downing asked for and obtained permission to record his vote in the negative on the passage of the bill to provide for the erection of a Penitentiary.

A bill to incorporate the Robeson County Agricultural Society passed its second and third readings.

A bill to charter a Rail Road from Elizabeth City to Norfolk, Virginia, was taken up.

Mr. French moved to amend the bill by adding thereto a proviso providing that the guage of this Road shall be the same as that of the North Carolina Rail Road.

The amendment was adopted, and

The bill, as amended, passed its second and third readings.

The following named bills were successively taken up and passed their second and third readings:

A bill to authorize the election of Commissioners of Navigation for Beaufort Harbor;

A bill to incorporate the McLean Hook and Ladder Company of Fayetteville;

A bill to amend an act entitled "An act to amend the charter of the City of Beaufort," and

A bill in relation to a Turnpike Road in the County of Carteret.

A bill to authorize the collection of taxes in Edgecombe County was taken up, and the same, being amended by having stricken therefrom the figures "1866,"

Passed its several readings.

On motion of Mr. Argo,

The rules were suspended and

A bill appropriating twelve thousand dollars to the University of the State was taken up.

Mr. Argo moved to indefinitely postpone the same, and on this motion called for the yeas and nays.

The call being sustained,

The bill was indefinitely postponed by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Argo, Armstrong, Ashworth, Banner, Barnett, Blair, Boddie, Carey, Cawthorn, Davidson, Farrow, Ferebee, Forkner, Foster, Gibson, Hawkins, Hicks, Hinnant, Hudgings, Justus of Henderson, Kelly of Davie, Long of Chatham, Long of Richmond, Mayo, McMillan, Mendenhall, Moore of Alamance, Morris, Painter, Parker, Pou, Proffitt, Ragland, Robinson, Seymour, Shaver, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Thompson, Vest, Waldrop, Welch, Whitley, Williams of Harnett, and Wiswall—50.

Those who voted in the negative were:

Messrs. Ames, Dixon, Downing, Ellington, French, Graham,

Gunter, Horney, Kelly of Moore, Leary, Morrill, Pearson, Price, Renfrow, Reynolds, Sinclair, White and Wilkie—18.

Mr. Sweat introduced a resolution concerning mileage.

Laid over.

The following named bills were taken up and successively passed their second and third readings:

A bill to incorporate the Guilford Co-operative Business Company;

A bill to incorporate Union Lodge, and

A bill to prevent the sale of spirituous liquors within five miles of the Judson Female Seminary.

A resolution in favor of W. J. W. Crowder was taken up under suspension of the rules, and the same

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Barnett, Cawthorn, Davidson, Dixon, Downing, Ellington, Ferebee, Foster, Gibson, Hawkins, Hayes, Hicks, Hinnant, Kelly of Davie, Leary, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Parker, Pearson, Peck, Pou, Price, Proffitt, Robinson, Seymour, Shaver, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Sweat, Thompson, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, Williamson and Wiswall—53.

Those who voted in the negative were:

Messrs. Blair, Farrow, Forkner, Graham, Gunter, Hilliard, Horney, Hudgings, Justus of Henderson, Kelly of Moore, and Siegrist—11.

The resolution then passed its final reading.

A bill to authorize the Commissioners of Martin County to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affimative were:

Messrs. Armstrong, Banner, Barnett, Blair, Carey, Cawthorn, Davidson, Dixon, Downing, Farrow, Ferebee, Forkner,

Foster, French, Gibson, Hawkins, Hayes, Hilliard, Hinnant, Hodgin, Horney, Hudgings, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Long of Richmond, Malone, Matheson, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Painter, Pearson, Peck, Proffitt, Ragland, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Sweat, Sykes, Thompson, Vest, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, Williamson and Wiswall—61.

A bill to authorize the Commissioners of Wayne County to levy a special tax

Passed its second reading by the following vote:

Those who voted in the affirmative were:

Messrs. Argo, Armstrong, Ashworth, Banner, Blair, Cawthorn, Cherry, Davidson, Dixon, Downing, Farrow, Ferebee, Forkner, Foster, French, Gibson, Gunter, Hawkins, Hayes, Hicks, Hilliard, Hinnant, Hodgin, Horney, Hudgings, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Long of Richmond, Malone, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Painter, Parker, Pearson, Peck, Proffitt, Ragland, Robinson, Reynolds, Seymour, Siegrist, Sinclair, Smith of Alleghany, Snipes, Stanton, Stevens, Stilley, Sweat, Sykes, Waldrop, Welch, White, Whitley, Wilkie, Williams of Harnett, and Williamson—62.

The following named bills were taken up and successively passed their second and third readings:

A bill to incorporate Pine Forest Lodge;

A bill to incorporate the Germania Land Company;

A bill to incorporate the Town of Lexington;

A bill to sell the State's interest in the Warren Plank Road;

A bill in relation to and providing for returns from certain Rail Road Companies;

A bill to amend the charter of the Atlantic and Tennessee Rail Road, [amendment of the Committee on Internal Improvements adopted,] and

A resolution in relation to the payment of money to D. J. Pruyn.

A bill to authorize and require the advertisement of State contracts was taken up and the same

Passed its second reading.

A bill to incorporate the Ashboro' and Albemarle Rail Road Company was taken up.

Mr. Downing moved to amend the bill by adding thereto a proviso, providing that the guage of this Road shall be the same as that of the North Carolina Road.

The amendment was adopted, and the bill, as amended,

Passed its second and third readings.

The following named bills passed their several readings:

A bill to amend the Code of Civil Procedure;

A bill concerning the printing of laws passed at the present session of the General Assembly;

A bill to amend an act entitled "An act concerning governments;"

A bill to give additional power to County Commissioners;

A bill to extend the time for registering certain deeds;

A bill to amend an act entitled "An act to charter the Bank of Greensboro';"

A bill making Reedy Fork Creek a lawful fence in certain cases;

A bill to exempt from taxation property held for educational purposes;

A bill to incorporate the Newbern Co-operative Business Company, and

A bill to incorporate the Buckhorn Mining and Manufacturing Company.

A bill requiring the Board of Education to invest the proceeds of sales and conversions was tabled.

A bill authorizing Sheriffs to pay drafts of the Public Treasurer was tabled.

On motion of Mr. Vest,

The House then adjourned.

SATURDAY, April 10th, 1869.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Long of the House.

A bill to authorize the Commissioners of Columbus County to levy a special tax

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Crawford, Downing, Ellington, Farrow, Forkner, Foster, French, Gahagan, Gatling, Graham, Gunter, Hawkins, Hayes, Hicks, Hilliard, Hodgin, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, McMillan, Mendenhall, Moore of Alamance, Morrill, Pearson, Price, Proffitt, Ragland, Robinson, Reynolds, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Stilley, Sweat, Sykes, Vest, Waldrop, Welch, White, Whitley and Williamson -60.

Those who voted in the negative were:

Messrs. Jarvis and Pou—2.

Mr. Argo introduced a resolution complimenting Hon. Jo. W. Holden for the efficient and impartial manner in which he had discharged the duties of Speaker of the House.

Unanimously adopted.

A bill to facilitate the transfer of business from the military to the Civil Courts was taken up, and the same

Passed its final reading.

A bill to amend an act entitled "An act for the preservation of the public health at the port of Wilmington,"

Passed its second and third readings.

Mr. Stilley introduced, by leave,

A resolution appointing a Board of Public Charities, which was

Adopted under suspension of the rules.

A bill to incorporate the Real Estate and Loan Company of North Carolina

Passed its second and third readings.

A bill to prohibit the sale of property under executions heretofore issued was taken up.

Mr. Seymour moved to lay the bill on the table, and

The motion to table prevailed.

A bill to amend an act entitled "An act to establish Special Courts in the Cities of Wilmington and Newbern" was taken up, and the same was

Indefinitely postponed.

On motion of Mr. Sinclair,

The House reconsidered its last vote on the bill for the preservation of the public health at the port of Wilmington.

The following named bills passed their second and third readings:

A bill to alter the boundary line between the Counties of Wilkes and Watauga;

A bill to authorize Arthur Gaskins to re-open his ferry;

A bill authorizing the consolidation of the Charlotte and South Carolina and the Columbia and Augusta Rail Road Companies;

A bill requiring suits on official bonds to be brought in the Counties where the bonds were given, and

A bill concerning the sale of intoxicating liquors on the line of the Western North Carolina Rail Road.

A message was received from the Senate, transmitting for consideration of the House,

An amendment to the bill to incorporate Boone Hill Lodge.

The House concurred.

Also,

A message, transmitting for consideration of the House,

A resolution concerning the payment of the *per diem* and mileage of the Hon. Richard I. Wynne, deceased.

The resolution was adopted, under suspension of the rules.

A resolution amendatory of a joint resolution in relation to banks was taken up and

Passed its several readings.

On motion of Mr. Pou,

The House reconsidered its vote on the joint resolution concerning direct trade, and, under suspension of the rules,

The resolution was adopted.

A bill to authorize the Commissioners of Brunswick County to levy a special tax

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Ames, Argo, Armstrong, Ashworth, Barnett, Blair, Candler, Carey, Cawthorn, Davidson, Downing, Ellington, Ferebee, Foster, French, Gahagan, Gunter, Harris of Wake, Hawkins, Hayes, Hilliard, Hodgin, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Moring, Moore of Alamance, Morrill, Pearson, Price, Proffitt, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stevens, Stilley, Vest, Waldrop, Welch, White, Whitley, Williamson and Wiswall—59.

Those who voted in the negative were:

Messrs. Jarvis, Parker and Pou—3.

A bill authorizing the Commissioners of Wayne County to levy a special tax

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Armstrong, Ashworth, Barnett, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Crawford, Davidson, Downing, Ellington, Farrow, Ferebee, Foster, French, Gahagan, Gatling, Gunter, Harris of Wake, Hawkins, Hilliard, Hodgin, Kelly of Davie, Kelly of Moore, Leary, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Pearson, Peck, Proffitt, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of

Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Vest, Waldrop, Welch, White, Whitley, Williamson and Wiswall—59.

Those who voted in the negative were:

Messrs. Parker and Pou—2.

A bill authorizing the Commissioners of Wayne County to levy a special tax

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Blair, Boddie, Candler, Carey, Cawthorn, Cherry, Davidson, Downing, Ellington, Farrow, Ferebee, Foster, French, Gahagan, Gatling, Graham, Gunter, Harris of Wake, Hawkins, Hilliard, Hodgin, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Moore of Alamance, Morrill, Peck, Price, Proffitt, Renfrow, Robinson, Reynolds, Seymour, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Sykes, Vestal, Vest, Waldrop, Welch, White, Whitley and Williamson—63.

Those who voted in the negative were:

Messrs. Parker, Pearson, Pou and Shaver—4.

A bill to amend the charter of the City of Newbern and to authorize an issue of bonds by the same

Passed its final reading by the following vote:

Those who voted in the affirmative were:

Messrs. Allison, Ames, Argo, Armstrong, Ashworth, Banner, Blair, Boddie, Candler, Carson, Carey, Cawthorn, Cherry, Davidson, Downing, Ellington, Farrow, Ferebee, Foster, French, Gahagan, Gatling, Graham, Gunter, Harris of Wake, Hawkins, Hilliard, Hinnant, Hodgin, Justus of Henderson, Kelly of Davie, Kelly of Moore, Kinney, Leary, Long of Chatham, Malone, Mayo, McMillan, Mendenhall, Moore of Alamance, Painter, Pearson, Price, Proffitt, Renfrow, Robinson, Reynolds, Seymour, Shaver, Siegrist, Sinclair, Simonds, Smith of Alleghany, Smith of Wayne, Snipes, Stanton, Stilley, Sweat, Vest, Waldrop, Welch, White and Whitley—63.

Those who voted in the negative were:

Messrs. Parker and Pou—2.

A resolution in relation to the publication of certain acts was adopted.

A bill concerning the preservation of the public health at the port of Wilmington;

A bill establishing the line between the Counties of Alamance and Chatham;

A bill to charter the Scotland Neck and Weldon Rail Road and Steamboat Company, and

A bill to amend section 485, chapter 12, Title XIX, of the Code of Civil Procedure,

Passed their second and third readings.

On motion of Mr. Ames,

The House then adjourned to meet again at 3½ o'clock, P. M.

AFTERNOON SESSION.

3½ o'clock, P. M.

Mr. Gunter moved a reconsideration of the last vote taken on the bill concerning quarantine at Fort Macon.

The motion prevailed.

A resolution of inquiry was taken up and laid on the table.

A resolution of instruction to the Adjutant General was taken up.

Mr. Malone moved to amend by inserting after the words "United States Army," the words "Confederate States Army."

Mr. Pou moved to lay the resolution on the table, and

The motion to table prevailed.

A bill to amend an act entitled "An act to establish special courts in the Cities of Wilmington and Newbern,"

Passed its several readings.

A bill to incorporate the North Carolina Fertilizing Company

Passed its several readings.

Also,

A bill to be entitled "An act to amend the 93d chapter of the Revised Code."

Mr. Barnett introduced

A resolution concerning the bill to regulate the salaries and fees of Superior Court Clerks.

Adopted under suspension of the rules.

A resolution in favor of Rufus Galloway;

A resolution concerning the bankrupt law, and

A resolution in favor of Rufus K. Ferrell,

Passed their second and third readings.

Mr. Williamson introduced

A bill to allow E. H. Gupton, Sheriff of Franklin County, to collect arrears of taxes.

The rules were suspended and

The bill was amended by the addition of the Sheriffs of Lenoir, Haywood and Halifax Counties.

The bill, as amended, then passed its second and third readings.

Mr. Candler introduced

A bill to amend an act entitled "An act to charter the Bank of North Carolina."

Passed second and third readings under suspension of the rules.

A resolution in favor of Principal Clerks, and

A resolution concerning the Public Treasurer were

Adopted.

A bill in relation to the North Carolina Institution for the Deaf and Dumb and Blind,

Passed its final reading.

A resolution in favor of the Enrolling Clerk was

Adopted.

On motion of Mr. Seymour,

The House then adjourned to meet again at six o'clock, A. M., Monday.

MONDAY, April 12th, 1869.

The House met pursuant to adjournment.

Mr. Gunter presented the following protest, which was ordered to be spread upon the journal of this day:

PROTEST.

Whereas, On the 9th day of April, 1869, the House of Representatives of the State of North Carolina did pass its second and third readings an act appropriating fifty thousand dollars of the people's money, which is clearly contrary and foreign to article 2, section 16, of the Constitution of said State, against the passage of the unconstitutional features of said act, the undersigned hereby enters his solemn protest.

WILLIAM T. GUNTER.

Mr. Dixon, from the Joint Committee appointed to examine affairs in the office of the Public Treasurer, submitted the following report:

The undersigned, members of the Committee on Finance, have carefully inspected the Public Treasurer's books and find that they agree with his printed report, dated November 20th, 1868, on the financial condition of the State on October 1st, 1868, which states that he had on hand on that day one hundred and fifty thousand, thirty-five dollars and eighty-four cents, ($150,035.84.)

We compared the vouchers with the Auditor's books up to

September 30, 1868, and found them to agree. We cancelled the written vouchers.

We counted, compared and burned fifty thousand eight hundred and sixty-two dollars ($50,862) in State coupons, which were received in the Auditor's office for the months of June, July and September, 1868.

Respectfully submitted,

C. H. BROGDEN,
J. B. RESPASS,
DAVID HODGIN,
GEORGE KINNEY,
H. C. CHERRY,
JOSEPH DIXON.

The report was accepted and approved.

A resolution complimenting Mr. Hinnant for the faithful manner in which he had discharged his duty as Chairman of the Committee on enrolled bills was unanimously adopted.

A message was received from the Senate with information that that body had transacted all the business before it, and was now ready to adjourn to meet again at the time designated by law for the annual meeting of the General Assembly.

A message was transmitted to the Senate with information that the House was also ready to adjourn.

Hon. Jo. W. Holden, Speaker, then addressed the House as follows:

GENTLEMEN:—In response to the resolution of thanks passed on Saturday last, the Speaker desires to return his thanks, and to bear testimony to the fidelity of the Chairman of the Committee upon Enrollment, Mr. Hinnant, of Johnston; also, to the Committee upon Engrossment of this House. To the officers of the House the Chair is under many obligations. To each member of the House the Speaker also desires to return thanks for the uniform courtesy and kindness which they have

shown him. He trusts that the summer months through which we will pass before we meet again will be pleasant; he hopes that North Carolina will be prosperous, that she is advancing to a higher destiny, and that our legislation has been for the good of all.

The House then adjourned.

JOHN H. BONER,
Principal Clerk.

INDEX

TO

JOURNAL OF THE HOUSE.

[Giving Final Disposition of Bills, Resolutions, etc.]

A

	PAGE.
Address of the Speaker,	3
Amending 9th chapter Code Civil Procedure, Bill,	36
Appointment of Entry Takers, B.,	37
Allowing a recess, Resolution,	49
Amendatory of "an act to incorporate Pitt County Female Institute," B.,	59
Amending section 4, chapter 7, Revised Code, B.,	61
Amending Constitution, B.,	62
Amending Charter of Town of Washington, B.,	67
Amending Charter of Elizabeth City, B.,	68
Amending "an act to authorise the County of Cumberland and Town of Fayetteville to issue bonds, &c., B.,	69
Authorizing a former Sheriff of Buncombe County to collect arrears of taxes, B.,	69
Amending section 137, chapter 8, of the Code of Civil Procedure, B.,	69
Authorizing W. D. Justus to collect arrears of taxes, B.,	74
Amending Charter of Wilmington, B.,	80
Amending Charter of Fayetteville, B.,	81
Amending section 473, chapter 10, of the Code of Civil Procedure, B.,	85

Authorizing Public Treasurer to supply temporary deficiency, B., 85
Amending "an act in relation to the sale of Spirituous Liquors in Asheville," B., 93
Amending Charter of Judson Female College, B., 93
Authorizing R. W. Hardy, &c., R., 103
Adjournment for recess, R., 104
Amending "an act to amend Charter of Wilmington," B., 112
Appropriation for Deaf and Dumb and Blind Asylum, B., 123
Amending Code Civil Procedure, B., 131
Amending Title 20, Code of Civil Procedure, B., 134
Amending Charter of Green Swamp Company, B., 181
Authorizing Commissioners of Anson County to levy a special tax, B., 186
Amending Charter of the Wilmington, Charlotte & Rutherford Rail Road Company, B., 188
Amending "an act to incorporate the Western N. C. Rail Road Company," B., 188
Amending "an act to charter the Western Rail Road Company," B., 191
Amending the Charter of the Williamston & Tarboro' Rail Road Company, B., 192
Amending Charter of the Oxford Branch of Raleigh & Gaston Rail Road Company, B., 194
Amending Charter of the Atlantic, Tennessee & Ohio Rail Road Company, B., 200
Authorizing the Commissioners of Duplin County to levy a special tax, B., 203
Authorizing Commissioners of Camden County to levy a special tax, B., 203
Authorizing the Commissioners of Pitt County to levy a special tax, B., 203
Authorizing the Commissioners of Tarboro' to grant the right of way, &c., B., 213
Authorizing the North Western N. C. Rail Road Company to receive subscriptions in land, &c., B., 225

Authorizing the Board of Education to sell certain stock, B., 236
Allowing citizens of the State to practice law, B., 237
Amending Charter of Lenoir, B., 237
Authorizing the Commissioners of the town of Rutherfordton to levy a special tax, B., 237
Allowing Auditor and Treasurer to pack up and store away certain papers, R., 246
Amending Title 6, section 68, Code of Civil Procedure, B., 249
Authorizing elections in certain Towns in the State, B., 262
Authorizing Commissioners of Halifax County to levy a special tax, B., 256
Authorizing Commissioners of Union County to levy a special tax, B., 273
Authorizing Commissioners of Jackson County to levy a special tax, B., 278
Authorizing the Governor to negotiate with Congress, &c., R., 309
Authorizing a bond of the State to be properly authenticated, B., 281
Amending Charter of Caldwell and Watauga Turnpike Company, B., 289
Amending an act to incorporate State Loan & Trust Company, B., 290
Authorizing Commissioners of Franklin County to levy a special tax, B., 290
Authorizing the Governor to appoint Mayor and Commissioners for the Town of Hendersonville, B., 306
Authorizing Commissioners of Jones County to levy a special tax, B., 311
Authorizing the Commissioners of Salisbury to issue bonds, B., 313
Authorizing appointment of a Tax Collector for Pasquotank County, B., 315

Amending an act to incorporate Wilmington Hook & Ladder Company, B., 315
Amending the Charter of the Silver Valley Mining Company, B., 316
Authorizing Commissioners of Alamance County to issue license for the sale of Spirituous Liquors at Company Shops, B., 318
Authorizing the Counties of the State to take stock in the Rail Road Companies, B., 327
Amending an act to make Bank Bills a set off, B., 340
Allowing causes to be re-heard in certain cases, B., 340
Amending chapter 2, title 19, Code of Civil Procedure, B., 340
Amending an act to incorporate the Green Swamp Company, 340
Amending Charter of Cheraw and Coalfields Rail Road Company, B., 352
Authorizing Commissioners of Cumberland County to levy a special tax, B., 353
Amending an act to incorporate the N. C. Central Rail Road Company, B., 353
Amending an act to incorporate the University Rail Road Company, B., 357
Authorizing Commissioners of Pasquotank County to levy a special tax, B., 359
Authorizing the Commissioners of Rockingham County to levy a special tax, B., 359
Authorizing Commissioners of New Hanover County to receive in their work-house convicts from other Counties, B., 360
Authorizing Swift Island Manufacturing Co., &c., B., 361
Amending "an act to incorporate the Town of Lillington," B., 361
Amending Charter of Jamesville, B., 361
Amending "an act to amend the Charter of the Wilmington, Charlotte & Rutherford Rail Road Company," B., 366

Amending "an act to establish rates of interest," B., 369
Authorizing Commissioners of Richmond to levy a special tax, B., 372
Authorizing the Commissioners of Stanly County to levy a special tax, B., 381
Authorizing Commissioners of Robeson County to levy a special tax, B., 396
Authorizing Commissioners of Macon County to levy a special tax, B., 396
Authorizing Commissioners of Wilson County to levy a special tax, B., 397
Authorizing Commissioners of Alexander County to levy a special tax, B., 397
Authorizing Commissioners of Transylvania County to levy a special tax, B., 398
Allowing Sheriff of Polk County to collect arrears of taxes, B., 399
Authorizing Public Road and Toll Bridge in Cleveland County, B., 400
Amending Charter of Washington, B., 400
Amending an act to incorporate the Atlantic Fire Company, B., 400
Authorizing Commissioners of Halifax County to force collection of arrears of taxes, B., 404
Adoption of Minority report from Committee on Salaries and Fees, 405
Authorizing Commissioners of Mitchell County to levy a special tax, B., 430
Authorizing Commissioners of Yadkin County to levy a special tax, B., 433
Authorizing Commissioners of Washington and Rutherford Counties to levy special tax, B., 434
Authorizing Commissioners of Perquimans County to levy special tax, B., 435
Amending "an act to incorporate Trustees of N. C. College," B., 441

Authorizing Commissioners of Sampson County to levy special tax, B., 441
Authorizing Commissioners of Wake County to levy special tax, B., 442
Amending Charter of Statesville, B., 442
Amending Charter of Tuckasegee and Nantahala Turnpike Company, B., 447
Authorizing construction of a Toll Bridge across Haw River, B., 447
Authorizing construction of a Rail Road through certain Counties, B., 449
Authorizing Commissioners of Buncombe County to levy special tax, B., 457
Authorizing Commissioners of Randolph County to levy special tax, B., 457
Authorizing Commissioners of Iredell County to levy special tax, B., 452
Amending "an act concerning the Register of Deeds," B., 452
Abolishing Councilmen in the City of NewBerne, B., 458
Amending title 7, section 72, Code of Civil Procedure, B., 458
Amending Charter of Fayetteville and Florence Rail Road Company, B., 462
Authorizing Commissioners of Madison County to levy special tax, B., 464
Amending sections 73, 76 and 77, Code of Civil Procedure, B., 481
Authorizing the Board of Education to sell certain stock, B., 483
Authorizing construction of a Rail Road from Plymouth to Wilmington, B., 486
Amendatory of "an act to incorporate the Western N. C. Rail Road Company, B., 493
Amending chapter 40 of Revised Code, B., 494
Assistant Engrossing Clerk, R., 502
Amending chapter 44, section 5, of the laws of 1868, B., 510

Authorizing Commissioners of Chowan County to levy special tax, B., 538
Authorizing Commissioners of Wilkes County to levy special tax, B., 538
Authorizing Commissioners of Duplin County to levy special tax, B., 540
Amending "an act ratified the 29th day of January, 1869," B., 542
Amending Charter of Bath, B., 542
Authorizing construction of a Toll Bridge across Haw River, B., 542
Amending an act relative to the Western Turnpike Road, B,, 544
Authorizing a Toll Bridge across John's River, B., 544
Authorizing construction of a Rail Road through Nash and other Counties, B., 548
Authorizing construction of a Rail Road from Neuse River to Fayetteville, B., 549
Authorizing Commissioners of Hertford to levy special tax, B., 551
Authorizing Commissioners of Person to levy special tax, B., 551
Authorizing Commissioners of Henderson to levy special tax, B., 552
Authorizing Commissioners of Polk to levy special tax, B., 552
Albemarle and Chesapeake Canal Company, R., 552
Authorizing Commissioners of Warren County to levy special tax, B., 555
Amendments to Code of Civil Procedure, B., 556
Amending chapter 40, Revised Code, B., 556
Amending chapter 7, title 19, Code of Civil Procedure, B., 556
Authorizing exchange of certain bonds, B., 559
Amercement of property for taxes, B., 563
Amending certain sections Code of Civil Procedure, B., 563
Authorizing Commissioners of Chatham to levy special tax, B., 572

Amending Charter of NewBerne, B., 573
Authorizing exchange of North Carolina Rail Road stock for bonds of the State, B., 576
Amending "an act to provide for funding the matured interest of the public debt," B., 577
Authorizing Commissioners of New Hanover to levy special tax, B., 581
Amending section 21, chapter 34, Revised Code, B., 582
Authorizing Public Treasurer to employ counsel, B., 582
Amending title 21, Code of Civil Procedure, B., 584
Authorizing Dan River and Coalfields Rail Road Company to extend its road, B., 587
Authorizing the election of Commissioners of Navigation for Beaufort Harbor, B., 588
Amending "an act to amend the Charter of Beaufort," B., 588
Authorizing collection of taxes in Edgecombe County, B., 588
Appropriating money to University, B., 588
Amending Charter of Atlantic and Tennessee Rail Road Company, B., 590
Amending Code of Civil Procedure, B., 591
Amending "an act concerning governments," B., 591
Amending "an act to charter the Bank of Greensboro', B., 591
Authorizing Sheriffs to pay drafts of Public Treasurer, B., 591
Authorizing Commissioners of Columbus County to levy special tax, B., 592
Amending "an act for the preservation of public health at Wilmington," B., 592
Appointing a Board of Public Charities, R., 592
Amending "an act to establish Special Courts in the cities of Wilmington and NewBerne," B., 596
Altering boundary line between the Counties of Wilkes and Watauga, B., 596
Authorizing Arthur Gaskins to re-open his Ferry, B., 596
Authorizing consolidation of the Charlotte and South-Carolina and the Columbia and Augusta Rail Road Companies, B., 596

Amendatory of a resolution in relation to banks, 594
Authorizing Commissioners of Brunswick to levy special tax, B., 594
Authorizing Commissioners of Wayne to levy special tax, B., 594
Amending Charter of NewBerne, B., 595
Amending section 485, chapter 12, title 19, Code of Civil Procedure, B., 596
Amending "an act to amend chapter 93, of Revised Code," B., 597
Amending an act to charter the Bank of North Carolina, B., 597

C

Concerning government of Counties, B., 25
Concerning Stay Laws, B., 26
Concerning Commissioners of New Hanover County, B., 35
Concerning Ordinance of the late Convention, R., 38
Concerning Bribery and Corruption, R's, 52 and 70
Concerning Revenue Tax on Tobacco, R., 64
Concerning Distillers of Whiskey, R., 67
Concerning Commissioners of Jones County, B., 67
Concerning Mail Routes, R., 67
Concerning Evening Sessions, R., 76
Concerning Daily Sessions, R., 80
Concerning co-operation of North Carolina and Tennessee in certain Rail Road enterprises, R., 97
Concerning Chairman of late County Courts, B., 99
Concerning Joel H. Davis, R., 102
Concerning Navigation on Cape Fear River, R., 119
Concerning the Supreme Court, R., 162
Chartering the Union Manufacturing Company, B., 162
Concerning Charlotte and Rutherford Rail Road Company, B., 168
Changing time of holding Courts in 9th, 10th, 11th and 12th Judicial Districts, B., 174

Consolidating the Atlantic & North Carolina and the North Carolina Rail Roads, B., 183
Concerning Committee on investigation of Banks, R., 184
Chartering Bank of Asheville, B., 199
Concerning night sessions, R., 209, 218
Concerning Mint at Charlotte, R., 213
Changing the line between Surry and Alleghany Counties, B., 217
Concerning election of municipal officers in Hertford, Perquimans County, B., 233
Changing time of holding Courts in Hyde and Martin Counties, B., 248
Concerning obstructions in Cape Fear River, B., 256
Concerning S. R. Bunting, B., 260
Concerning Sheriff of Yadkin County, B., 261
Concerning roads and bridges in Robeson County, 269
Concerning Public Treasurer, R., 281
Concerning certain land grants, 289
Changing the name of the town of Nahunta, B., 313
Concerning adjournment, R., 320
Concerning property belonging to the Board of Education, B., 322
Concerning Sheriff of New Hanover, R., 342
Concerning settlement of the estate of deceased persons, B., 367
Concerning homestead and personal property exemption, B., 371
Chartering Express Steamboat Company, B., 399
Changing the corporate limits of Rutherfordton, B., 400
Continuing in force provisions of "an act to authorize the Mayor and Commissioners of Fayetteville to fund interest, &c.," B., 403
Concerning the proposed new county of Grant, B., 422
Creating a mechanics' and laborers' lien law, B., 435
Concerning necessary repairs of the University, R., 448
Concerning a certain tract of land in Wake County, B., 460
Concerning salaries of Governor and Treasurer, B., 476

Concerning proceedings in criminal cases, B., 481
Concerning estates of insolvent and impoverished debtors, B., 481
Concerning Entry Takers, B., 481
Concerning Guardian and Ward, B., 482, 556
Concerning Jamestown, Guilford County, B., 491
Concerning weighing of Rosin at the Port of Wilmington, B., 492
Concerning adjournment, R., 493
Concerning Albemarle and Chesapeake Canal, R. 510
Concerning term of office of members of the present Assembly, R., 528
Concerning State Canal from Mattamuskeet Lake to Ysocking Creek, B., 536
Changing lines of the Town of Hendersonville, B., 542
Concerning taking of Shad and Herring in Neuse River, B., 544
Concerning Fisheries in Carteret County, B., 544
Concerning certain Rail Road appropriations, B., 553
Concerning Wilmington and Plymouth Rail Road, B., 559
Concerning division of fences, B., 563
Concerning cancellation of bonds, B., 569
Concerning Inspectors for City of Wilmington, B., 569
Concerning Direct Trade, R., 578, 594
Conferring powers upon Commissioners of Counties, B., 582
Chartering the Bank of Mecklenburg, B., 587
Concerning printing of Laws, &c., B., 591
Concerning sale of intoxicating liquors on the line of the Western North-Carolina Rail Road, B., 593
Concerning the preservation of public health at Wilmington, B., 596
Concerning "an act to regulate salaries and fees of Superior Court Clerks, B., 597
Concernieg the Bankrupt Law, R., 597
Concerning Public Treasurer, R., 597
Concerning Institution for the Deaf and Dumb and Blind, B., 597

D

Declaring David Beam a citizen of Cleveland County, B., 361
Defraying burial expenses of Hon. D. J. Rich, R., 583
Declaring persons of color competent to testify in all cases, B., 253

E

Establishing a Ferry on Neuse River, B., 37
Enabling the Commissioners of New Hanover County to better carry out provisions of section 13 article 7, of the Constitution, B., 69
Exemption of real and personal property against judgments in all cases, B., 119
Extending corporate limits of the town of Lumberton, B., 262
Establishing the Wilmington Water-Works Company, B., 291
Enabling the City of Raleigh to borrow money, B., 306
Extending corporate limits of the town of Goldsboro', B., 309
Establishing a Turnpike Road in Carteret County, B., 310
Extending corporate limits of the town of Thomasville, B., 314
Extending corporate limits of the town of Tarboro', B., 399
Enabling County Commissioners to purchase County Bonds, B., 404
Exempting from taxation property held by the Masonic Fraternity, B., 422
Establishing a Ferry across the North Branch of the Cape Fear River, B., 447
Extending the time within which certain widows may dissent, &c., B., 456
Establishing days and places for selling real property under execution, B., 482
Election of Commissioners for Jamesville, Martin County, B., 518
Enabling the Commissioners of Elizabeth City to collect taxes, B., 542

Expenses of Penitentiary Committee, R., 543
Execution of certain Mortgage Deeds, B., 582
Extending time for registering certain Deeds, B., 591
Exempting from taxation property held for educational purposes, B., 591
Establishing the line between Chatham and Alamance Counties, B., 596

F

Fixing a day for adjournment, R., 409
For relief of Mary Crowder, R. 361
Fayetteville & Albemarle Plank Road Company, B., 255
For the protection of Debtors, B., 36

G

Governor's Message, 5 to 21
Granting a lot in the City of Raleigh to certain Trustees, B., 232

I

In relation to Trustees of the University, R., 25
In favor of builders of Public Mills, B., 31
Incorporating Salem Fire Company, B., 37
In favor of W. W. Medford, R., 55
Incorporating the North Carolina Dental Association, B., 70, 181
In favor of John L. Wood, B., 71
Incorporating the North Carolina Land and Lumber Company, B., 72
Incorporating Dunn's Rock Lodge, B., 73
Incorporating Carolina Lodge, B., 73
Incorporating Mount Olive Lodge, B., 73
Incorporating Kilwinning Lodge, B., 73

Incorporating the North Carolina Mutual Home Insurance Company, B., 81
In favor of D. A. Spivey, R., 91
In favor of T. A. Alexander, B., 93
In favor of J. B. Weaver, R., 97
In relation to Banks, R., 97
In favor of J. C. Gullick, R., 97
In favor of the Sheriff and Register of Greene County, R., 98
Incorporating Lebanon Lodge, B., 97
Incorporating Silver Hill Rail Road Company, B., 98
In relation to Municipal Elections, B., 99
In favor of J. N. Fisher, R., 103
In favor of A. J. Murray, R., 106
In favor of the Sheriff of Tyrrell County, R., 119
Incorporating Jonesville Lodge, B., 124
Incorporating Lee Lodge, 124
Incorporating North Carolina Land & Immigration Company, B., 184
Incorporating Waynesville Lodge, B., 186
Incorporating Atlantic Lodge, B., 186
In relation to Lake Phelps, B., 186
Incorporating Castle Hayne Vineyard Company, B., 191
Incorporating University Rail Road Company, B., 194
Incorporating the Union Land Company, B., 198
Incorporating the North Carolina Loan & Trust Company, B., 198
In favor of T. C. Humphries, R., 207
In favor of J. A. Long, R., 207
Incorporating the Plaster Banks and Salt Works Rail Road Company, B., 209
In favor of A. O. Kerr, R., 212
In favor of W. S. Wiggins, &c., R., 212
In favor of B. S. Buchanon, R., 212
Incorporating the town of Henderson, B., 213
In favor of Elias Longcryer, R., 213
Incorporating Rehoboth Lodge, B., 214

Incorporating Jefferson Lodge, B., 214
Incorporating Heibriton Lodge, B., 214
Incorporating Beaver Dam Lodge, B., 214
Incorporating Unaka Lodge, B., 214
Incorporating Burnsville Lodge, B., 214
Incorporating Gaston Lodge, B., 214
Incorporating Littleton Manufacturing Company, B., 216
In favor of W. G. Hicks, R., 214
In favor of M. B. Howell, R., 216
Incorporating the Davidson Rail Road Company, B., 222
Incorporating the Beaufort Harbor Steam Ferry Company, B., 225
In favor of John R. Smith, R., 232
In favor of J. C. Byers, R., 232
Incorporating the Jamesville and Washington Rail Road Company, B., 234
In favor of J. L. Moore, R., 234
In favor of A. L. Parton, R., 234
Incorporating the New Hanover Agricultural Society, B., 234
Incorporating the Cape Fear Insurance Company, 235
Incorporating the North Carolina Purchase & Trust Company, B., 261
Incorporating the Raleigh Cemetery Association, B., 288
Incorporating the Washington School Board, B., 288
Incorporating the Sparkling Catawba Springs Company, B., 289
Incorporating the Middle Falls Manufacturing Company, B., 289
Incorporating the Wilmington Steam Fire Engine Company, B., 289
In favor of W. A. Philpott and John L. Harris, B., 290
Incorporating the Yellow Mountain Bridge Company, B., 290
In favor of J. R. Grady, R., 291
In favor of W. G. Hix, R., 291
In favor of Jonathan Mann, B., 302
In relation to the Lunatic Asylum, B., 304

Incorporating the North Carolina Real and Personal Estate Agency, B., 305
Incorporating East Bend Lodge, B., 315
Incorporating town of Mount Airy, B., 316
Incorporating town of Newton, B., 317
In favor of John L. Staton, B., 358
In favor of W. D. Jones and others, B., 358
In favor of J. R. Grady, B., 358
Incorporating the town of Durham, B,, 360
Incorporating the town of Trinity, B., 360
In favor of R. A. Rozzell, B., 360
Incorporating the Wm. T. Bain Lodge, B., 360
Incorporating the Tobasco Lodge, B., 360
Incorporating the Mebanesville Lodge, B., 361
Incorporating the town of La Grange, B., 361
Incorporating the J. C. Abbott Fire Relief Association, B., 361
Incorporating the Trustees of Union Church Association, B., 361
Incorporating the Clarkson School, B., 361
Incorporating the Currituck Club Steamboat Company, B., 361
In favor of the Sheriff of Washington County, B., 361
In favor of John L. Wood, R., 380
Incorporating the Star of Hope Lodge, B., 399
Incorporating the town of Ridgeway, B., 399
Incorporating the State Homestead Association, B. 399
Incorporating the town of Taylorsville, B., 400
Incorporating the Albemarle Loan & Trust Company, B., 400
In favor of Wm. Fields, B., 400
Incorporating the Lockville Manufacturing Company, B., 400
Incorporating Richland Lodge, B., 400
Incorporating Cobb Lodge, B., 400
Incorporating the Hebrew Benevolent Association, B., 400
Incorporating the Woodlawn Manufacturing Comp'ny, B., 400
In favor of N. Price, R., 400
Incorporating the North Carolina Iron, Steel and Metallurgical Company, B,, 400

Incorporating the town of Littleton, B., 400
In favor of the Sheriff of Polk County, B., 401
Incorporating the Raleigh Co-operative Association, B., 421
Incorporating the Fayetteville Co-operative Land and Building Association, B., 442
Incorporating the Wake County Business Company, B., 443
Incorporating the town of Clayton, B., 443
In favor of John L. Banks, B.. 443
In favor of W. J. Murray, B., 443
Incorporating the town of Boon Hill, B., 447
Incorporating the town of Burnsville, B., 447
Incorporating Giblem Lodge, B., 447
In favor of R. B. Wood, R., 447
In favor of Reuben King, R., 447
Incorpoaating the Tuckasegee Baptist High School, B., 347
Incorporating the Southern Land Company, B., 447
Incorporating Holly Spring Lodge, B., 447
Incorporating Lenoir Lodge, B., 447
Incorporating the Cape Fear Agricultural Association, B., 448
In relation to punishments, B., 481
In relation to Proceedings in Contempt, B., 481
Incorporating the Phœnix Transportation Company, B., 491
Incorporating the Old North State Insurance Company, B., 492
In favor of David Loftin, B., 495
In favor of Jacob Siler, R., 509
Incorporating Trinity Lodge, B., 542
Incorporating the Harnett Hose Company, B., 542
Incorporating the People's Gas Light Company, B., 542
Incorporating the town of Madison, B., 542
Incorporating the New Hanover Tanners' and Laborers' Association, B., 542
In favor of Moore and Cashwell, R., 542
In favor of W. E. Piercey, B., 542
Incorporating the Pineville Water Power Company, B., 544
Incorporating the Halifax Manufacturing Company, B., 544

Incorporating the Wilmington & Sea-Side Rail Road Company, B., 544
Incorporating the Norfolk and Currituck Rail Road Company, B., 544
Incorporating the Merchants' Bank, B., 544
Incorporating the Charlotte Rail Road Company, B., 549
In favor of J. I. Moore, R., 557
In relation to Townships, B., 557
In relation to Board of Public Charities, B., 563
In relation to the Edenton and Suffolk Rail Road Company, B., 563
Incorporating the Coopers' Association of Wilmington, B., 572
In favor of H. B. Guthrie, R., 574
Incorporating town of Rich Square, B., 574
Injuring or killing Live Stock, B., 581
Incorporating Halifax Co-operative Business Association, B., 582
Incorporating the North Carolina Agricultural Fair Association, B., 582
Incorporating the Warren County Co-operative Business Association, B., 582
In relation to Commissioners of Randolph County, B., 584
Incorporating the Robeson County Agricultural Society, B., 587
Incorporating the McLean Hook and Ladder Company, B., 588
In relation to a Turnpike Road in Carteret County, B., 588
Incorporating the Guilford County Co-operative Business Association, B., 589
Incorporating Union Lodge, B., 589
In favor of W. J. W. Crowder, R., 589
Incorporating Pine Forest Lodge, B., 590
Incorporating Germania Land Company, B., 590
Incorporating town of Lexington, B., 590
Incorporating the Ashboro' and Albemarle Rail Road Company, B., 591
In relation to County Commissioners, B., 591

Incorporating the NewBerne Co-operative Business Association, B. 591
Incorporating the Buck Horn Mining and Manufacturing Company, B., 591
Incorporating the Real Estate and Loan Company of North-Carolina, B., 593
Instructions to the Adjutant General, R., 596
Incorporating the North Carolina Fertilizing Company, B., 597
In favor of Rufus Galloway, R., 597
In favor of R. K. Ferrell, R., 597
In favor of E. A. Gupton, R., 597
In favor of Principal Clerks, R., 597
In favor of Enrolling Clerk, R., 597

J

Joint Committee to revise the Code, R., 112
Joint Committee to investigate the purchase of a Penitentiary site, R., 112

L

Legalizing certain official acts of the Chairmen of the late County Courts, B., 99
Landlord and Tenant, B., 276
Lessening expense in taking depositions, B., 461
Limiting rate of interest, B., 461
Legalizing interest on open accounts, B., 466
Loss of negotiable promissory notes, 582

M

Modifying all stay laws, B. 127
Making an appropriation to provide for securing the Insane Asylum against fire, B., 207

Making certain amendments in the Code of Civil Procedure, B., 225
Message from the Governor, 343
Making Reedy Fork Creek a lawful fence, &c., B., 591
Making it a misdemeanor for persons to refuse to work on roads, B., 459
Making the act of going masked, &c., a misdemeanor, B., 479
Making valid all municipal elections held since January 1st, 1869, B., 544

O

Obtaining Divorces, B., 182
On salaries, B., 412

P

Per diem, R's, 27, 33, 34, 190, 321
Practice of Law in North Carolina, B., 37
Providing for registration of voters in special elections, B., 58
Prohibiting hunting on the Sabbath, B., 60
Providing for collection of taxes in Carteret County, B., 65
Preventing the collection of debts contracted for slaves, B., 120
Prohibiting distillation of grain, B., 124
Printing Laws, R., 138
Preventing the sale of property exempted by the Constitution,
Providing for collection of taxes by the State, &c., B., 173
Preventing felling of trees in Rockfish Creek, B., 182
Protecting fishing interests in Blount's Creek, B., 182
Payment of witnesses summoned before the Committee on Bribery and Corruption, R., 187
Payment of Clerk to Committee on Bribery and Corruption, R., 196
Preventing the felling of timber in Mitchell's River, B., 214
Protecting certain citizens of North Carolina, B., 225

Prescribing the power and duty of the Governor in respect to fugitives from justice, B., 225
Proceedings in *habeas corpus*, B., 225
Proceedings upon Impeachments, B., 225
Providing for an assignment of certain Rooms, B., 264
Postponing collection of certain taxes, B., 286
Providing for an official declaration of the late Congressional election, B., 302
Preventing obstruction to passage of fish up Little River, B., 314
Punishing persons for violating town laws, B., 316
Preventing wilful abandonment of wives by their husbands, B., 343
Providing a procedure in special proceedings generally, &c., B., 369
Preventing the felling of trees in Contentnea Creek, B., 399
Preventing the selling of spirituous liquors within two miles or less of Bingham School, B., 400
Pleadings before magistrates, B., 415
Providing forms in civil proceedings before magistrates, &c., B., 431
Prohibiting the sale of spirituous liquors in the town of Marion, B., 443
Preventing the felling of trees in Big Hunting Creek, B., 447
Preventing the distillation of Grain, B., 450
Protecting Sheriffs, &c., B., 461
Providing for the election of Township Officers, B., 461
Per diem for recess, R., 518, 519
Providing for a system of Public Instruction, B., 529
Prohibiting the sale of spirituous liquors on the North Western North Carolina Rail Road, B., 542
Preventing the taking of illegal fees, B., 556
Proceedings in partition and sale of real and personal property, B., 556
Providing a trial jury, &c., B., 563

Providing a manner for bringing suits against Rail Road Companies, B., 582
Providing for the erection of a Penitentiary, B., 584
Preventing the sale of spirituous liquors within five miles of the Judson Female Seminary, B., 589
Providing for returns from certain Rail Road Companies, B., 590
Prohibiting the sale of property under executions heretofore issued, B., 593
Publication of certain acts, B., 596

R

Relief of Sheriff of Macon, B., 40
Relief of Sheriff of Gaston, 40
Regulating the sale of State Bonds by Rail Road Companies and their agents, B., 43
Removal of political disabilities, R's, 44, 48
Raising Joint Committee to investigate affairs of the Bank of North Carolina, R., 51
Relief of the Sheriff of Halifax, B., 59
Repealing section 558, chapter 1, title 1, of the Code of Civil Procedure, B., 69
Relief of P. T. Massey and E. G. Hill, B., 79
Renewing charter of the Richmond Manufacturing Company, B., 79
Repealing "an act providing for furnishing the Executive Mansion," B., 85
Relief of A. J. Johnson, R., 99
Relief of P. T. Massey, B., 102
Re-assembling, 104
Resolution on the death of Hon. Richard Short, 105
Relief of Sheriff of Columbus, B., 137
Relief of Sheriff of Stokes, B., 137
Relief of Sheriff of Bladen, B., 138
Relief of F. M. Pittman, B., 142

Relief of Sheriff of Buncombe, B., 163
Relief of late Sheriff of Jackson, B., 169
Report from Committee on Bribery and Corruption, 177, 226
Repealing an act to amend an ordinance of the Convention, entitled "An Ordinance to incorporate the North Western North Carolina Rail Road Company," B., 193
Relief of the Sheriff of Onslow, R., 201
Relief of the Sheriff of Ashe, B., 201
Relief of the Sheriff of Alleghany, B., 201
Relief of the Sheriff of Haywood, 201
Relief of W. M. D. Moore, B., 225
Repealing "an act to provide for the employment of convicts," &c., B., 248
Repealing section 2d of "an act in relation to holding Courts in the 9th, 10th, 11th and 12th Judicial Districts," B., 269
Resolution on the death of Hon. D. J. Rich, 270
Raising a Committee to consider the erection of a Penitentiary, R., 277
Relief of Jesse Sumner, R., 321
Removing obstructions in the Pedee River, B., 327
Report of Committee on Governor's Message in relation to the 15th Article of the Constitution of the United States, 347
Relative to Western Turnpike, B., 352
Raising additional revenue in Greene County, B., 360
Relief of J. P. Matheson, B., 360
Relief of S. A. Kelly, B., 360
Relief of securities of S. A. Warren, B., 361
Requiring Judges to hold their Courts until Thursday of the second week of Court, &c., B., 368
Requesting North Carolina members of Congress to use their influence to have the tenure-of-office act repealed, R., 389
Relief of T. F. Lee, R., 421

Relief of James H. Duncan, B., 447
Regulating the payment of debts, B., 458
Repealing section 68, title 6 Code of Civil Procedure, B., 461
Relief of James D. Todd, B., 491
Renewing the charter of the Richmond Manufacturing Company, B., 494
Regulating the issue of State Bonds, B., 522
Relief of the Sheriff of Duplin, R., 542
Relief of Rufus Galloway, R., 542
Respecting County Treasurers, B., 563
Resolution on the death of Hon. Richard I. Wynne, 577
Relief of John Foby, R., 581
Relating to general incorporations, B., 581
Requiring Rail Road Companies to report to next session of General Assembly, R,, 582
Requiring Sheriffs to give sufficient bonds, B., 582
Requiring Board of Education to invest proceeds, &c., B., 591
Resolutions complimentary to the Speaker, 592
Requiring suits on official bonds to be brought in Counties where the bonds were given, B., 593

S

Superior Court in Henderson, B., 28
Salem and High Point Plank Road, B., 162
Substitute for bill to separate and divide the Eastern and Western Divisions of the North Carolina & Rutherford Rail Road, B., 168
Substitute for bill amendatory of an act to incorporate the Western North Carolina Rail Road Company, B., 174
Staying judgments, B., 232
Suspending the Code of Civil Procedure in certain cases, B., 392
Supplemental to an act to incorporate the Wilmington Water Works Company, B., 490

Special proceedings in cases of mills, B., 556
Special terms of Superior Court, B., 556
Supplemental to a bill to raise revenue, B., 562, 584
Salary and fees of Supreme Court Clerk, B., 563
Selling State's interest in the Warren Plank Road, B., 590

T

Tax on Private Bills, B., 41
To change the time of paying State and County taxes, B., 74
To re-enact and confirm certain acts of the General Assembly authorizing the issue of certain bonds, &c, B., 93
Transferring cases from criminal to Superior Courts, B., 155
Turnpike from Marion to Asheville, B., 185
To give Clay County the benefit of her own bonds, B., 398
To abolish and prevent the erection of a Toll Gate on Little River Turnpike Road, B., 399
To lay off a public road in Davie and Davidson, B., 399
To sell the Commons in Edenton, B., 399
To extend the corporate limits of the town of Fayetteville, B., 400
To prevent the hunting of wild fowl in Carteret and other Counties, B., 400
To charter the Louisburg Branch of the Wilmington and Weldon Rail Road, B., 471
To furnish County Commissioners with printed copies of the Code of Civil Procedure, B., 484
To consolidate and amend the acts relating to the incorporation of Salisbury, B., 490
To charter the Bank of Cumberland, B., 545
To charter the Bank of Greensboro', B., 545
To define and punish bribery, B., 556
To enable the Chatham Rail Road Company to complete its road, B., 579

To charter a Rail Road from Elizabeth City to Norfolk, 587
To facilitate the transfer of business from the Military to the Civil Courts, B., 592
To charter the Scotland Neck and Weldon Rail Road Company, B., 596